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# The Carmel Pine Cone

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## CMS students counterfeit their lunch money

By MARY BROWNFIELD

FOUR 12-YEAR-OLD boys became suspected felons last week when they were accused of starting their own version of the U.S. Treasury.

According to Monterey County Sheriff's Sgt. John DiCarlo, the four Carmel Middle School students produced copies of $1, $5 and $10 bills on a color printer and used the fake cash to buy chocolate milk, Odwalla juices, bagels and other treats from a lunch cart on campus.

"The bills obviously appeared to be fakes," DiCarlo said.

School administrators soon learned of the students' activities and determined who was at fault. The suspects' names were not released because of their ages.

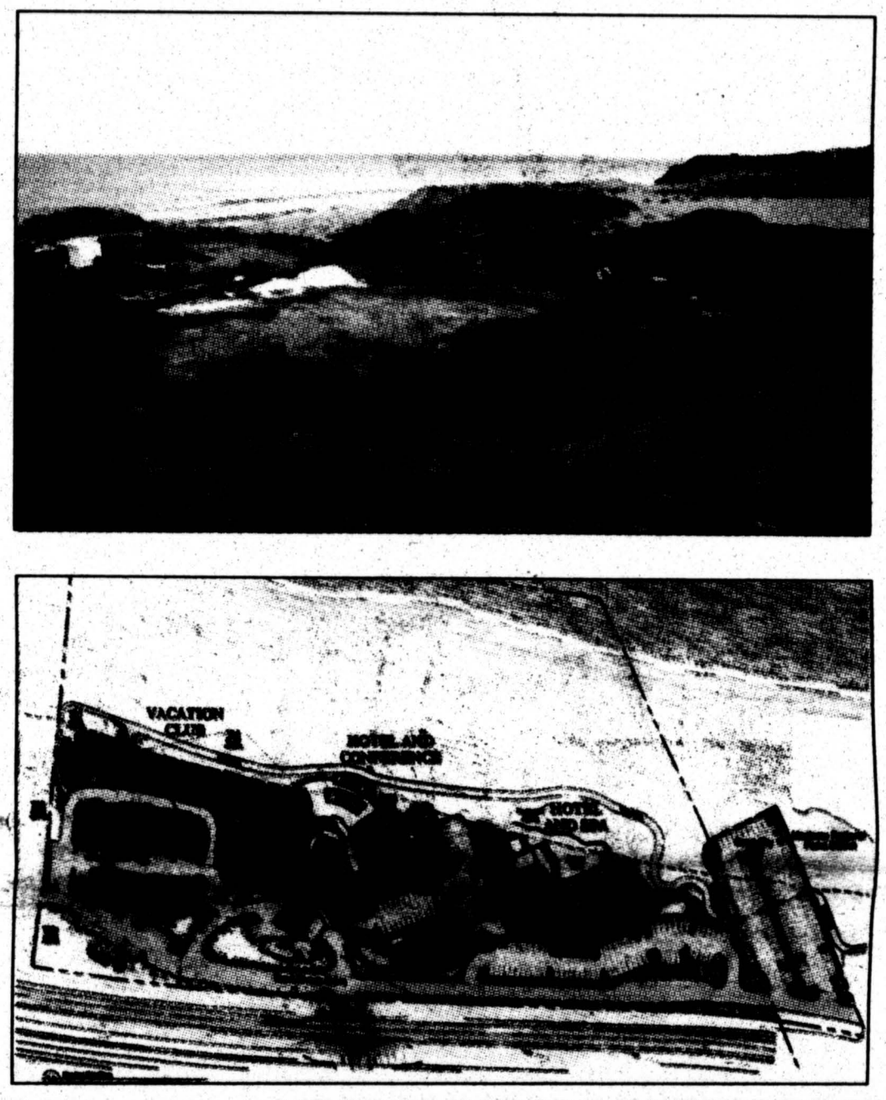
Carmel Middle School's assistant principal notified the sheriff's office, which dispatched a deputy to question the alleged counterfeiting culprits.

"The deputy interviewed the kids who were involved in this," DiCarlo said. "They all got cited and released to their parents, and the case was referred to the district attorney's office for charges against the four kids."

Because they are minors, the county's juvenile probation department will handle the cases against them.

Counterfeiting is a felony typically investigated by the U.S. Secret Service. "I don't know if they'll get involved in this, because it involves 12 year olds," DiCarlo said, but the sheriff's office will send the federal agency a copy of its report.

## Oceanfront resort proposed for Sand City dunes




PHOTO/PAUL MILLER, RENDERING/SAND CITY REDEVELOPMENT AGENCY

The property at Tioga Avenue and Highway 1 in Sand City (top) is only dunes and construction equipment now. But if San Luis Obispo developer John King and city officials have their way it will be filled with a 23-acre, high-end resort, as depicted in an architect's rendering.

By KELLY NIX

A SAN LUIS Obispo developer has filed an application to build a 23-acre, 216-room luxury resort on oceanfront property in Sand City. The project includes a hotel, conference rooms, a spa, a culinary center and high-end restaurants.

John E. King, of King Ventures, submitted an official proposal to the city in August for the resort, dubbed The Collection at Monterey Bay/Playa Avenue Resort Hotel. City officials, who have long wanted to develop the Sand City waterfront, have been cooperating with King.

"We have one of the most striking coastal areas in Monterey County," said Kelly Morgan, city administrator for Sand City. "It's been heavily used and abused, and now we are trying to clean it up and fix it through the power of redevelopment."

The resort, which would bring in an estimated $1.5 million to Sand City annually and employ as many as 200 workers, would lie parallel to Highway 1 at Tioga Avenue and extend north of Playa Avenue.

The property where King hopes to build, which is just south of the large sand dune used as an impromptu billboard for birthday greetings and love notes, was approved by the California Coastal Commission in 1984 for "visitor-serving uses." But several previous attempts to develop it have been turned down by the commission.

The hotel would be built on seven acres of dunes purchased at the beginning of December by King from the Calabrese family, and another 16 acres owned by Sand City's redevelopment agency. King, who owns several resorts on the Central Coast, including Marina Dunes Resort, is negotiating to purchase the city's land, Morgan said.

Sand City Mayor David Pendergrass said the project would change the face of the city, which still has a reputation as an industrial center.

"Monterey will look across the bay at us," Pendergrass said.

About 135 of the resort's 216 rooms would be available to buy, according to the proposal.

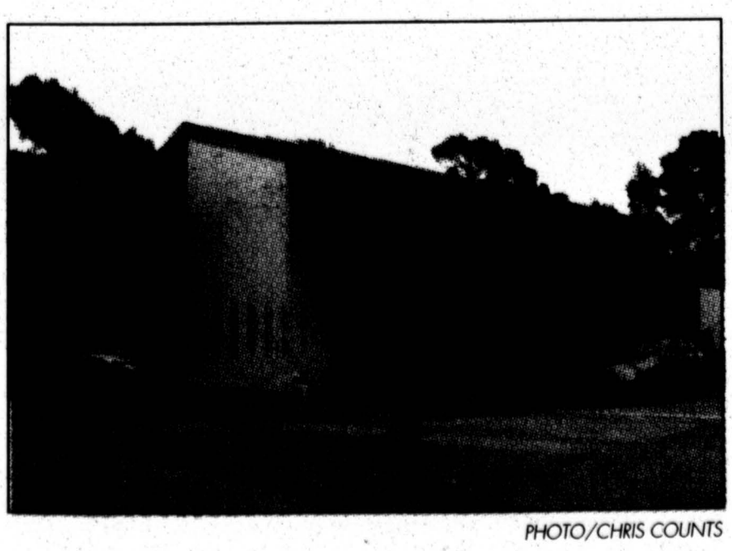
*See* **HOTEL** *page 23A*

## *Board declares 1970s bank building historic*

By MARY BROWNFIELD

IT MAY not be very old, but the former bank designed by architect Walter Burde and built in 1972 is historic and should be preserved, according to the Carmel Historic Resources Board. Members voted 3-1 Dec. 19 to side with the Monterey Bay chapter of the American Institute of Architects, which argued the structure at Dolores and Seventh is an important part of the city landscape and one of only a few like it in town.

Represented by architect Brian Congleton, the AIA's local chapter appealed the city's earlier determination the building was not eligible for listing on its inventory of historic buildings. That determination was based on consultant Sheila McElroy's conclusion the 33-year-old structure is not exceptional — a threshold required to declare a building less than 50 years old historic. Her analysis was cited in the environmental impact report on developer John Mandurrago's plans to tear it down and build a mixed-use residential and commercial building in its place.



PHOTO/CHRIS COUNTS

Developer John Mandurrago wants to tear this old bank building down and will appeal a city decision to declare it historic.

Burde, a winner of national, state and local awards, is locally important and the building he designed "remains a stunning piece of architecture," city planner Elizabeth Caraker told the HRB. But the EIR concluded that, because of its age, the former bank would have to be considered the best commercial example of the Bay Area Tradition style in Carmel to be worthy of protection, Caraker wrote in her staff report for the board. "Therefore, not enough time has passed to develop historical perspective and to evaluate the significance of the subject building," she concluded. She recommended the board deny the appeal and find the building not historic.

Mandurrago reminded the HRB a qualified historian evaluated the bank-turned-store. "Keep in mind that there are experts who supposedly had an unbiased look at this building and helped staff in reaching the conclusion that it's not historic," he said.

But Congleton argued the EIR and the city did not recognize the importance of Burde and the bank building.

Honored by the AIA and the Federal Highway Safety Administration, Burde also received the state Governor's Design Award for the Shell station at San Carlos and Fifth. The former bank building is one of the few monumental structures in town, Congleton said, and just because it doesn't meet the 50-year threshold does not mean it shouldn't be saved.

"The reason we filed the appeal was we felt it was important for this project to go under public review and scrutiny," Congleton said.

Mandurrago first brought his plans before the planning commission in November 2001, and the draft EIR for his project was circulated in the summer of 2004. The HRB reviewed the final version last month, but members and the bank building's defenders wanted a say in whether it should be considered historic.

Preservation activist Enid Sales criticized "the ineptitude" she found in McElroy's assessment and said it belittled the Bay Area Tradition style.

*See* **BANK** *page 11RE*

## Canine Christmas tree is memorial redwood for Monterey couple's son

By MARY BROWNFIELD

SHE DOESN'T know who turned the young redwood in Mission Trail Park into a canine Christmas tree, but Monterey resident Betty Anderson can't think of a better use of the tree she and her husband, Ed, planted as a memorial to their son, Aaron, who died Dec. 21, 2003.

"To have this happen is just a delight," she said Monday. "Aaron was an animal lover from the get go."

After using the redwood as their own Christmas tree last year, the Andersons received permission to plant it in the park and planned to place a rock with a plaque nearby in memory of their son, who died from heart trouble at the age of 31.

But the tree has since come to honor dogs and their humans as well, which gives Anderson joy.

*See* **TREE** *page 22A*

## Meg's Health Notes

Presented by
Meg Parker Conners, R.N.

**SOY MAY STRENGTHEN OLDER WOMEN'S BONES**

Older women may be able to reduce their risk of bone fractures by including more soy products in their diets. New research suggests that soy food consumption was associated with a lower risk of fracture, particularly in women during the years immediately following menopause. The researchers studied associations between soy consumption and bone fractures among more than 24,000 postmenopausal Chinese women averaging 60 years of age. The women were divided into 5 groups according to their soy intake. Those in the lowest-intake group consumed less than 5 grams of soy daily while the highest-intake group consumed 13 grams or more daily. Those in the highest-intake group were found to have 35% - 37% lower risk of fracture than the lowest-intake group.

Including more soy in your diet takes conscious menu planning. When shopping, look for frozen soy products such as garden burgers, soy "crumbles" and soy sausage patties or links in larger grocery or natural food stores. Other common soy foods include soy dogs and tempeh. By trying different brands, you're sure to find several products you enjoy. VICTORIAN HOME CARE/RESIDENTIAL CARE HOMES provides dependable, around-the-clock staffing. Our staff believes that our residents have the right to be treated with dignity and respect, and have the right to make life choices and choices regarding their basic care and needs.

P.S. Soy product, such as tofu, are very high in protein, which makes them good meat alternatives.

*Meg Parker Conners is an RN and owner of Victorian Health Care Services, Victorian Residential Care Homes and Help-at-Home, a domestic referral service here in Monterey. For assistance, call 655-1935.*

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# Council OKs two remaining contracts with city workers

THE CITY Council approved new labor contracts with Carmel's general employees and managers Dec. 6. The groups, represented by Laborers International Union of North America Local 270, had been working without contracts since summer. The agreements, which are retroactive from July 1 and will expire June 30, 2006, include a 1 percent raise for increased living costs as well as dental and vision benefits.

"The city agreed to put us back on the programs," building official Tim Meroney told The Pine Cone. They had given up membership in those benefit plans when they opted for LIUNA representation, but for the past few years, the employees had sought to again be included. Firefighters, police officers and the city's handful of "confidential employees," which includes those who handle privileged information, were already enrolled in those plans. "Now all employee groups receive the same vision and dental coverage," Meroney said.

The general employees' contract also provides them the right to buy back up to 40 hours of unused vacation time at their hourly rate, as long as they have already taken at least 40 hours of vacation time during the past 12 months, and the contracts allow participation in the union's supplemental retirement plan. Also, the managers' agreement creates the position of public works superintendent, the job created for former streets superintendent Stu Ross.

"Now we're entering into '06, so we will be back to the table probably in a month or so to begin negotiations for next year's contracts," Meroney commented.


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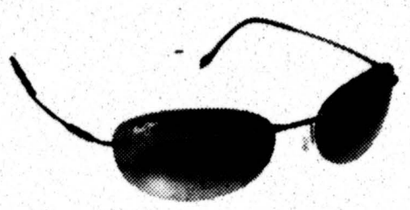

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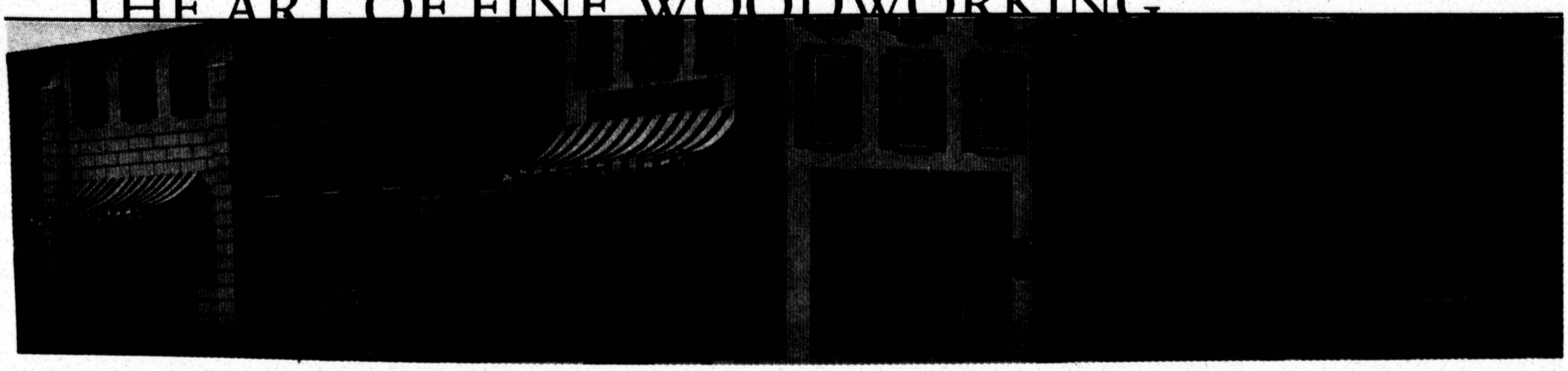

# Police, Fire & Sheriff's Log

## Grinch targets twinkly lights

HERE'S A look at some of the significant calls logged by the Carmel-by-the-Sea Police Department, the Carmel Fire Department and the Monterey County Sheriff's Office last week. This week's log was compiled by Mary Brownfield.

**SUNDAY, DECEMBER 11**

**Carmel-by-the-Sea:** Victim reported that someone stole her license plate from her vehicle while it was parked on San Carlos Street.

**Carmel-by-the-Sea:** Reporting party stated that someone had taken two potted plants from the front of her garage area at her Guadalupe Street residence sometime between Friday, Dec. 9, at 2100 hours and Saturday, Dec. 10, at 0900 hours. No suspect or investigative leads were available.

**Carmel-by-the-Sea:** Past-tense hit-and-run, rear-ender on Ocean Avenue.

**Carmel-by-the-Sea:** Reporting party called from a Casanova Street residence at 1429 hours, stating that the noise/volume level from a musical concert was loud and unreasonable. Officer asked the theater management to consider lowering the volume output. Management stated it would comply with the request. Later, the officer met with the complainant, who stated the volume level was now at a tolerable level. Parties counseled.

**Carmel-by-the-Sea:** Anonymous party found a cellphone near the Pebble Beach Golf Course area. Finder turned the phone in to Carmel P.D. The phone was subsequently returned to owner within a half-hour of it being turned in. Report for information on an outside-jurisdiction assist.

**Carmel-by-the-Sea:** Reporting party at a Crespi Street residence received a threatening message on her cellphone.

**Carmel-by-the-Sea:** At 1710 hours, fire engine and ambulance were dispatched to a fire alarm at a residence at Viscaino and

*See* ***POLICE LOG*** *page 4RE*


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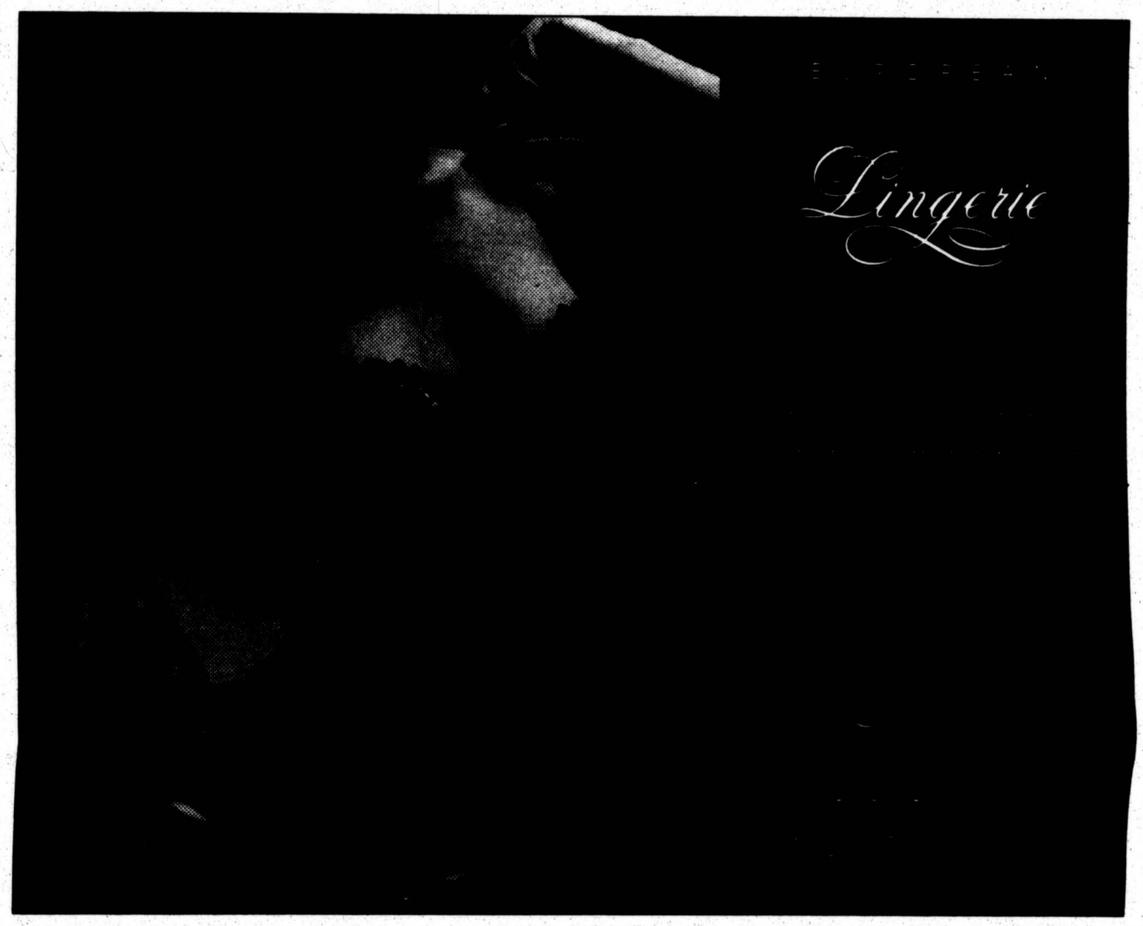
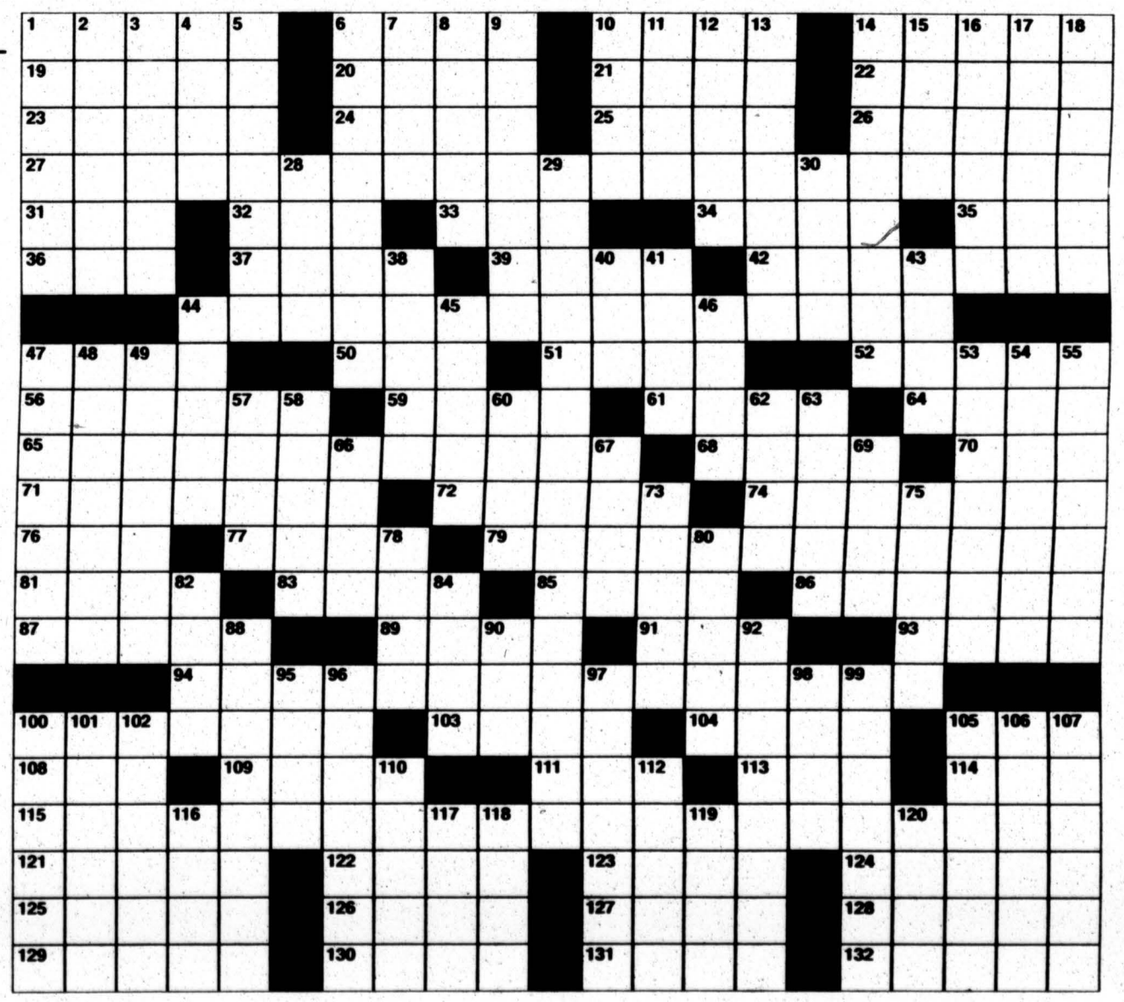




## THE NEW YORK TIMES MAGAZINE CROSSWORD PUZZLE

WHAT THE PROFESSOR MEANT TO SAY ... By Ethan Cooper and Michael Shteyman / Edited by Will Shortz



**ACROSS**

1 Takes off
6 Blurted (out)
10 Track runner?
14 Mona ___ smile
19 Parts of hearts
20 Docent's offering
21 Sarah Josepha ___, who wrote "Mary Had a Little Lamb"
22 Seven-time French Open winner
23 Melodramatic
24 "The Aviator" actor, 2004
25 Marine killer
26 The Beatles, once
27 "Have a nice weekend ... heh-heh"
31 Cousin of Muhammad
32 Babealicious
33 E'en if
34 Part of a speller's clarification
35 Having four sharps
36 Cry of success
37 Pound with a metric system?
39 First name in modeling
42 Cantillated
44 "You, in the front row!"
47 Cracked
50 Family
51 Stamp letters
52 Controversial 50's event
56 Element in magnetic alloys
59 Caesarean delivery?
61 Apples *can* be compared to them
64 Quadrennial White House administration
65 "My lecture's done, but we still have five minutes"
68 Crowd attractor
70 Riddle-me-___
71 Like some effects
72 Last lines
74 The lonely goatherd, in a "Sound of Music" song
76 Feminine suffix
77 Slate, e.g., for short
79 "I can't read your handwriting!"
81 Track event
83 Record problem
85 Behind
86 Listening to Muzak, maybe
87 German coal city
89 Uncle ___ rice
91 Inlet
93 Some bills
94 "Your grades aren't what they should be"
100 Inhuman
103 Meatloaf serving
104 50-Across's partner
105 Father or son Joad in "The Grapes of Wrath"
108 It lacks 93-Across
109 Port container
111 Its musical ID is just the notes G, E and C
113 Brian of rock
114 Govt. org. with a flower in its logo
115 "If I could digress for a moment ..."
121 Diplomat Deane of early America
122 Start of a decision-making process
123 "Good ___!"
124 Netanyahu's successor
125 Sharp
126 Philosopher Descartes
127 Ending of many toothpaste names
128 Steamed
129 Heads of états
130 River of W.W. I
131 Ziegfeld Follies costume designer
132 Spaced (out)

**DOWN**

1 Proceed nonchalantly
2 "High Spirits" star, 1988
3 Literary dueler
4 Opportune
5 Pourer's request
6 Successful film franchise starting in 1979
7 San Francisco street named for a president
8 Not take for credit
9 Certain guilty pleasure
10 Ten Commandments word
11 "For the ___ and radiant maiden": Poe
12 Reynolds Wrap maker
13 Isn't joking
14 Sore throat remedy
15 One of six Russian rulers
16 Submit
17 French satellite-launching rocket
18 Was a good dog, perhaps
28 Go through slowly
29 "Dig?"
30 Dig
38 Cutting down, after "on"
40 Old literary inits.
41 Car maker whose name is Latin
43 "___ take arms against a sea of troubles": Hamlet
44 Like some Bedouins
45 Like Charlie Chaplin
46 Gets
47 Professors' environs
48 Objects of envy
49 Black holes, e.g.
53 In the initial phases
54 Index fingers, in a children's hand game
55 Great American Ballpark team
57 Siren
58 Is multitudinous
60 Any of TV's Simpsons
62 Polite question
63 Technique for viewing some slides?
66 Neb. neighbor
67 Old German duchy name
69 Fall locale
73 Best replacement
75 Set of values
78 Ridicule
80 Trojan horse
82 Hardy girl
84 Some have black eyes
88 Bottom lines
90 Vikings' org.
92 Turn off
95 Verve
96 Open case
97 Good time to collect seashells
98 27 for 56-Across, e.g.: Abbr.
99 "That's ___!"
100 Serenades, as the moon
101 Le soleil, par exemple
102 It works like a charm
105 W.W. II conference site
106 Endorphin, e.g.
107 Like raccoons
110 Cap sites
112 Spy's gizmo
116 Beard
117 Feminine suffix
118 Appraiser
119 County of Dover, Delaware ... or Dover, England
120 Relative of a potato

*Answer to puzzle on page 18A*

# Chief's CPR helps save man who had heart attack while driving

By MARY BROWNFIELD

CARMEL POLICE Chief George Rawson learned first-hand last week the vital importance of lifesaving training.

He was walking in a Del Monte Center parking lot with his mother Dec. 12 for their weekly takeout lunch together when he heard a car crash into some shrubbery. Rawson spotted the car, which had rolled into the bushes at a nearby intersection.

"I said, 'Mom, take the lunch, because I have to check this guy out,'" he recalled Monday. He discovered 57-year-old Gary Lee Ehresman of Marina collapsed behind the wheel.

"He wasn't responding, and his breathing was really labored," Rawson said. While a woman who also came to help checked the man's pulse, the Carmel chief called 911 from his cellphone — making sure the CHP dispatch center that handles cellphone 911 calls knew where to send help.

Meanwhile, the woman reported finding no pulse.

"We had to get him out of the car," Rawson said. They managed to free Ehresman from the vehicle and lay him out flat.

"We started CPR, and Monterey P.D. got there fairly quickly and used a defibrillator" kept in the squad car, Rawson said. "A minute or two after that, paramedics arrived."

The ambulance crew rushed Ehresman to nearby Community Hospital of the Monterey Peninsula, where he arrived breathing on his own and with a spontaneous heartbeat. His daughter, Lisa Ehresman, reported Dec. 19 he would soon be leaving CHOMP to undergo a double bypass.

"He's fine — as best as can be expected," said Ehresman, who came from out of town to care for her father.

Rawson, who received his most recent CPR training from the Carmel Fire Department, said he was glad the skills kicked in.

# Pebble Beach residents surveyed on traffic and safety

WHILE MOST Pebble Beach residents don't feel crime is a big problem, the majority of them would like a greater law enforcement presence to deal with speeding and other violations, the results of a traffic and safety survey show.

About 40 percent of the survey's recipients responded to the mail-in questionnaire commissioned by Del Monte Forest Property Owners, Pebble Beach's homeowner's association.

"I had been hearing complaints from a variety of sources regarding traffic issues," said Jack Kidder, president of DMFPO.

Of 3,224 surveys mailed to Pebble Beach residents, 1,180 were returned, which is considered an excellent response for a mail-in survey, Kidder said.

The survey, sent to residents in October, was conducted by Jan Roehl, president of Pacific Grove-based Justice Research Center.

Although most residents said they felt safe in Del Monte Forest and didn't think crime was widespread, nearly a quarter of the respondents felt crime was moderate or big and was getting worse.

Vandalism, including mailbox bashing and egging of cars or houses, was the No. 1 reported crime in Pebble Beach, the survey showed.

Kidder said DMFPO directors will discuss the results of the survey at their Jan. 9 meeting at 4 p.m. at the Pebble Beach Community Services District board room at Lopez and Forest Lake roads.

The results of the survey can also be found at www.dmfpo.com.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Larry Laslo • Liberty House
Lorca • Malabar
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Motif Design
Mulberry Home Collection
Nobilis Old World Weavers
Osborne Little
Ralph Lauren Home
Ritz Paris
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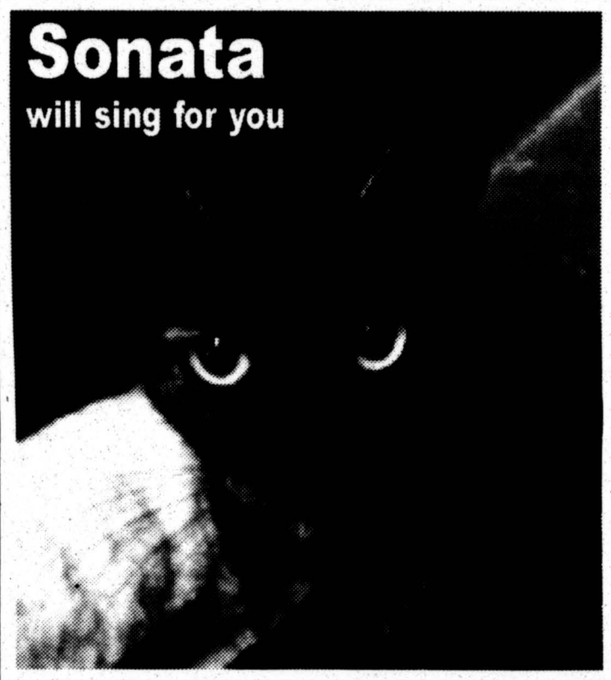


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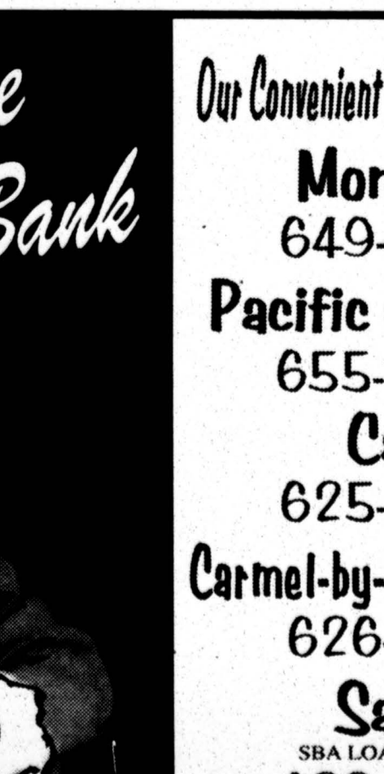


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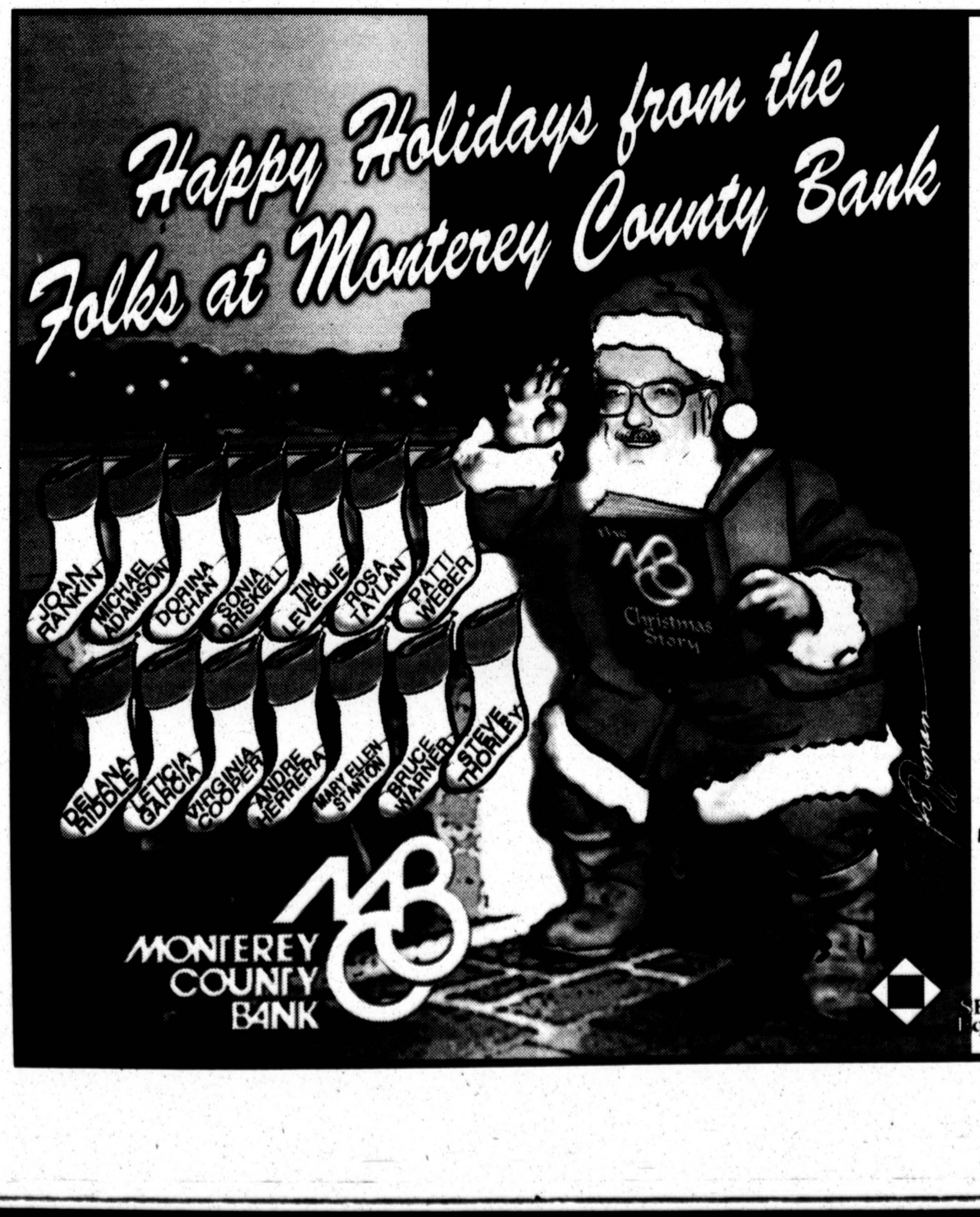



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# Caltrans could spend $30M to counter costly Big Sur slides

By CHRIS COUNTS

YOU KNOW you are traveling on an unforgiving stretch of Highway 1 through Big Sur when you come to a place the locals call "Rain Rocks." At that infamous stretch of road and adjacent Pitkin's Curve, untold tons of rock and debris continually rain down upon the pavement, costing taxpayers more than $1 million every year in clearing and repairs, according to Caltrans public information officer Susanna Cruz.

To commuting residents of Big Sur's South Coast, the chronic slides at Rain Rocks and Pitkin's Curve represent routine, if somewhat unpredictable, nuisances. To visitors, they generally mean unexpected and frustrating delays or detours, especially during the wet season.

But to Caltrans highway workers, the slides are symbolic of two things: hard work and job security.

Once it clears the environmental review process, an ambitious plan by Caltrans to eliminate or at least minimize traffic delays — which could cost as much as $30 million to complete — promises Caltrans workers more even more hard work and job security. But perhaps not indefinitely.

According to Cruz, Caltrans is presenting two separate plans. Each aims to build a bridge for the highway at Pitkin's Curve, allowing small rocks and debris to cascade beneath it. A second, more expensive plan would construct a rock shed, or "a tunnel with a view," at Rain Rocks. Motorists would then be able to pass through a corridor protecting them from the falling rocks, but they wouldn't lose sight of the sweeping coastal vistas the highway is famous for.

A draft environmental impact report will be circulated in January or February, setting off a 45-day review process followed by a public hearing. Cruz said Caltrans is unsure how much funding will be available for the project, leading the agency to also submit a scaled-back, less expensive plan omitting the rock shed. Cruz said it's too early to tell how long either project would take to complete.

Pitkin's Curve and Rain Rocks are located just north of Limekiln State Park, 56 miles south of Carmel. The stretch of Highway 1 that passes by the park has a remarkable number of rock slides each winter — which is not surprising considering the coastal slope at Rain Rocks is the steepest in the continental United States.

Less than a mile north of Pitkin's Curve is yet another project for Caltrans. The state transportation agency hopes to break ground in June or July on the construction of a 525-foot-long, 25-foot-high retaining wall that will take up to 18 months to complete at an estimated cost of $5 million. Cruz said construction will close one lane of the highway.

"These are good projects," Cruz added. "These projects are about safety, and safety is our top priority."

# Treasures and pleasures needed

THE ALZHEIMER'S Association's Treasures and Pleasures X Fundraiser is coming this Spring.

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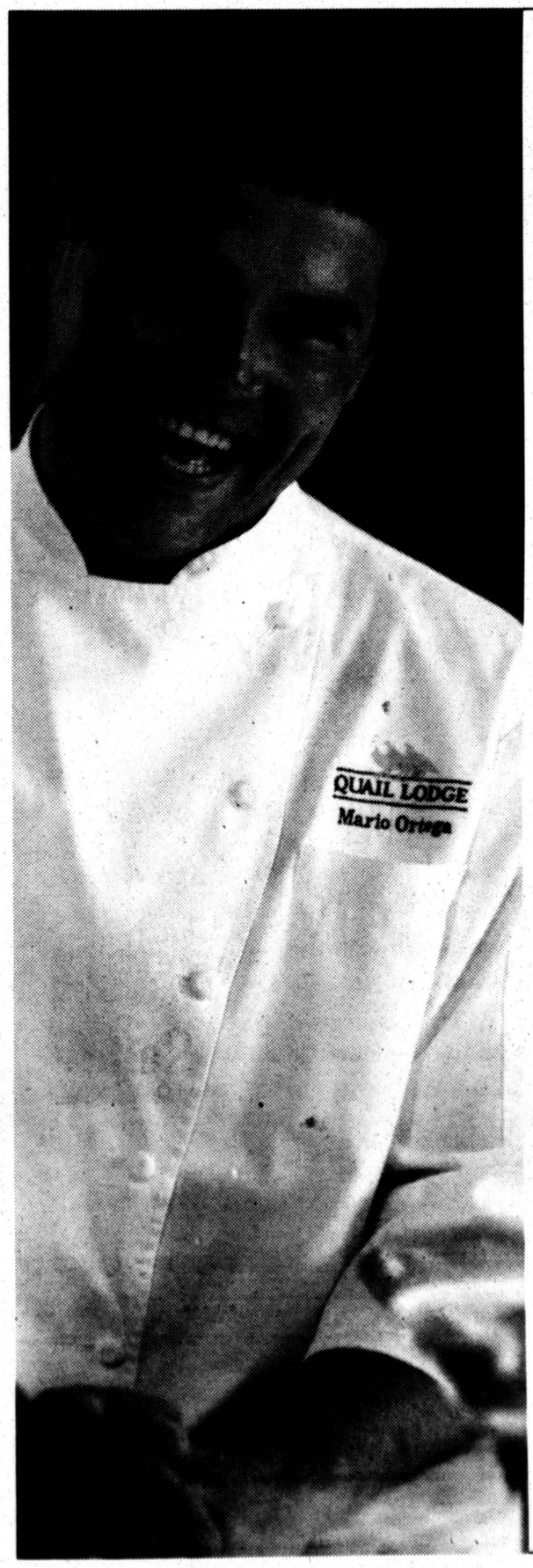


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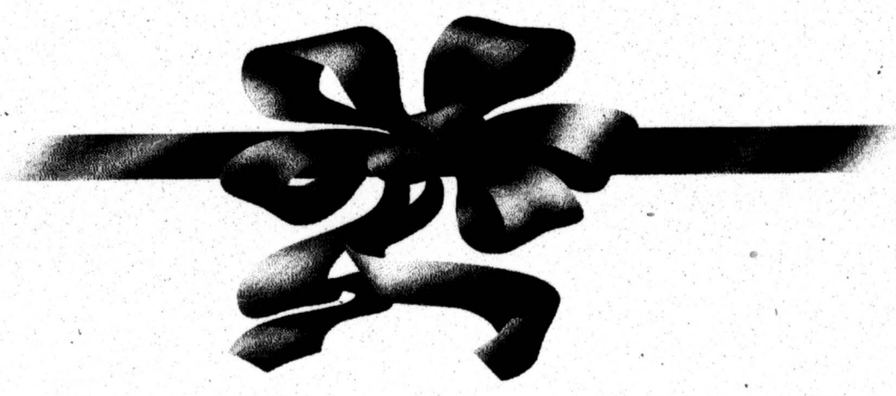

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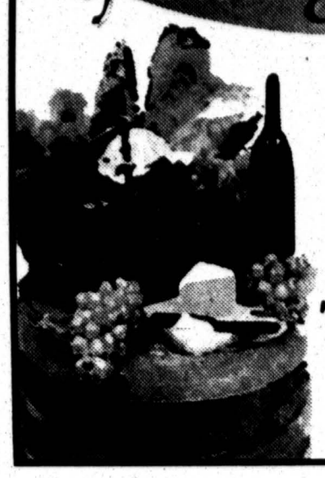

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BARN YARD

# Chocolate shop to replace Ocean Avenue bakery

By MARY BROWNFIELD

A MONTEREY chocolate maker received permission Dec. 7 to open a café on Ocean Avenue. The Carmel Planning Commission granted Scott Lund a use permit to sell chocolates, desserts, pastries, hot drinks and juices, as well as kitchenware, books, cards and gift boxes — provided they are all chocolate-related — in the storefront presently occupied by Napoli Napoli bakery.

"The unifying element among all these items is the theme of chocolate," planner Nathan Schmidt told commissioners. "This is fully consistent with the intent of both the general plan and the municipal code."

Although planners recommended the commission approve his permit, Lund was initially dismayed to learn he would have to provide mugs, plates, glasses and silverware to customers who opt to eat their desserts or sip their drinks at the tables in his shop, which the city classifies as a "specialty restaurant."

In order to prevent McDonalds or some other fast-food joint from opening within Carmel-by-the-Sea's 1 square mile, the municipal code stipulates that no restaurant can "exhibit more than one of the following:

- Food is ordered from a wall menu at a service counter.
- Food consumed on the premises is ordered while customers are standing.
- Payment is made by customers before food is consumed.
- The service counter is closer to an entry/exit than is the seating/dining area."

**Strict limits on how food is served and where it can be eaten**

Food also cannot be pre-made and wrapped before customers place orders and cannot be served with disposable tableware for onsite consumption.

Napoli Napoli, formerly Wishart's Bakery, serves everything in disposable packaging, Lund observed, but Roseth said the restaurant existed before the code became law.

The municipal code also prohibits "drive-in or formula restaurants," that would use standardized decor, menus, uniforms, ingredients, food preparation, signs, names or architecture.

Lund accepted the conditions, which limit his restaurant's operating hours to 7 a.m. to 10 p.m., require indoor seating for at least 20 people and stipulate customers walk through the dining area to reach the counter.

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# House full of blood and natural gas sparks suspicion of foul play

By MARY BROWNFIELD

A BIZARRE medical call Dec. 14 had Carmel police briefly wondering if they had a crime scene on their hands, but the blood stains found in every room and outside John Elber's San Carlos Street residence were apparently the result of his dazed wanderings resulting from an accidental head injury. Firefighters also discovered the house filled with natural gas leaking from a stove.

According to the police report, Elber dialed 911 last Wednesday morning after awakening on the floor of his residence unable to recall how he got there. When officers arrived, they found him sitting on a couch, suffering from what they described as a "severe injury" to the back of his head. Police helped him outside, firefighters arrived to handle the leak, and an ambulance responded to treat Elber's injuries, eventually taking him to Community Hospital.

"The stove was on — it was an older stove, and the pilot went out," said Ian Watts, a shift commander with CFD. "He was trying to cook chili, and nothing was cooking, because there was no flame. It was strange. I think he didn't know what was going on."

Firefighters shut the gas off at the main valve outside and then walked room to room to ensure it had dissipated.

"There was a lot of blood in the house," said Watts, who speculated Elber gashed the back of his head the previous night. Confused by the injury and perhaps by alcohol, which police reported smelling, he likely wandered through his home and passed out several times during the night. He also spent some time in his bed, as evidenced by a blood-stained pillow.

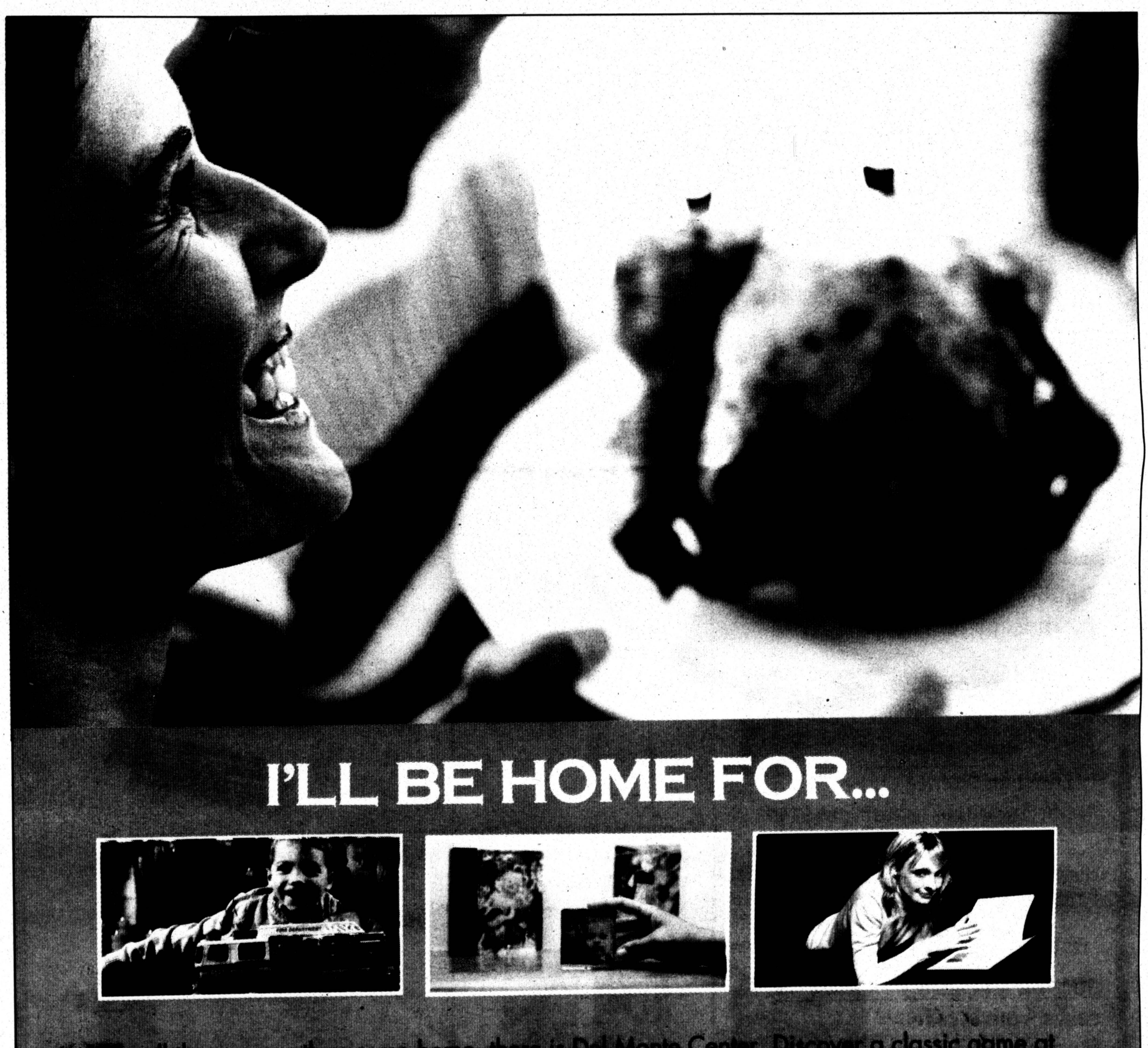
"He was bleeding all over the place, and then he would get up again, not knowing he had a big gash in his head," Watts said, adding that they also found droplets outside. "He must have lost more than a liter of blood, and your body holds 6 liters."

Elber, 38, could not remember anything beyond the previous night, and firefighters could not determine how he had hit his head, so police considered the house a possible crime scene.

"We were investigating it as a precaution, because it might have been an assault," detective Jesse Juarez said. "We looked for things normally associated with someone being attacked or assaulted, but I was unable to find anything to show anything like that occurred."

# 2006 parking permits available

RESIDENTS-ONLY parking stickers for next year are now available at the Carmel police station. The permits allow extra time in downtown parking spaces. Bring proof of residency or ownership of residential property, vehicle resgistration and $15 to the police department, Junipero and Fourth, between, 8 a.m. and 4 p.m. Monday through Friday.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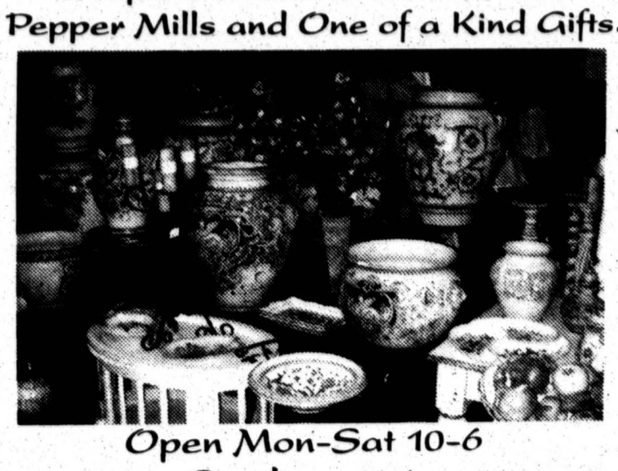
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# Forest Hill Manor sues P.G. over water promise

By KELLY NIX

FOREST HILL Manor has sued Pacific Grove over a bureaucratic snag preventing the retirement community from expanding its senior housing facility.

The latest problem marks yet another delay for the facility, which has tried for years to add rooms.

"We are at a stalemate," said Jim Colangelo, Pacific Grove's city manager.

At the crux of the dispute is a letter Forest Hill wants the city to send to the Monterey Peninsula Water Management District stating the city would dip into its own water reserves if the renovated manor used more water than it's allowed.

But city council members voted Dec. 7 against sending the letter and instead suggested Forest Hill, owned by California-Nevada Methodist Homes, work the problem out with the water district, which requires the city make the promise before it will issue a water permit.

Forest Hill attorney Mary McEachron said the written promise is a formality since the city and Forest Hill already agreed the city's water would never be touched.

"It's the sort of letter that most people wouldn't think twice about sending," McEachron said.

The lawsuit, filed Dec. 12, seeks damages for violation of federal and state constitutional rights, breach of contract, fraud and interference with prospective business interests.

Forest Hill Manor's expansion, which includes a four-story skilled nursing facility, was approved in 2002 by the city council.

In August, the city council gave the project final approval on condition the retirement facility take drastic measures — such as closing portions of the manor — if it exceeded its water allocation.

"The agreement was to make sure that even though the city was required to acknowledge they were responsible for overages, that overages would never occur," McEachron said.

But councilman Dan Cort, one of two council members who voted against sending the letter, said doing so would set a bad precedent.

"You can't have a private organization asking a city to debit its water supply in the event they go over," Cort said. "You can imagine what would happen if a restaurant and everyone else did that."

Colangelo said the city feels it's done its part by informing the water district of the terms of the agreement between

*See* **LAWSUIT** *page 22A*

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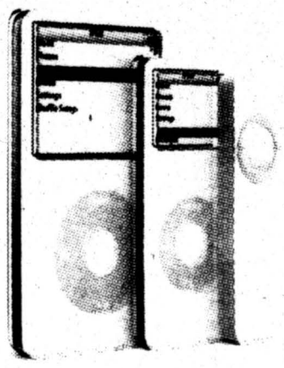
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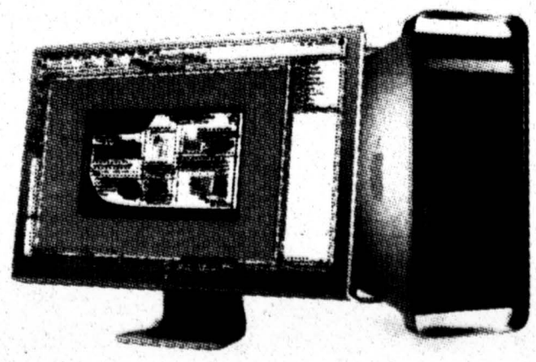
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# Carmel Valley

## Rippling River activist turns to audio expert after being accused of threats

By CHRIS COUNTS

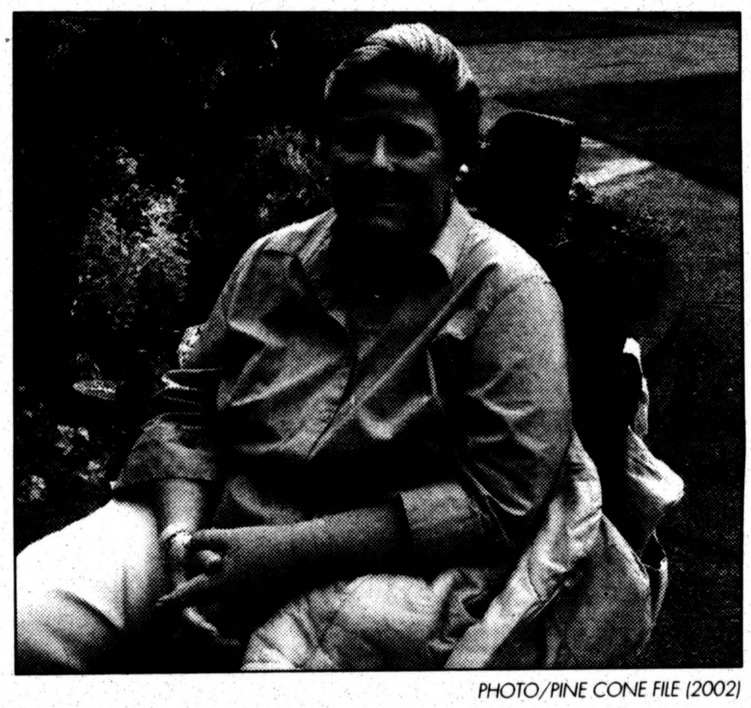
A MONTH ago, Carmel Valley resident Kristine Heric was accused by housing authority commissioner Merri Bilek of making threatening phones calls. Now Heric — a self-described advocate for the residents of the county housing project, Rippling River, where Bilek lives — hopes a forensic voice specialist will help vindicate her.

Heric's action comes in response to a civil restraining order, filed Nov. 22 in Monterey County Superior Court by housing authority attorney Cheryl Carlson, accusing Heric of making "at least four threatening calls" to Bilek between Nov. 13 and Nov. 16.

According to the complaint, Bilek is severely disabled, and after receiving the calls, her health deteriorated. She has had difficulty eating and sleeping.

Heric, who has been staying in Southern California, insisted she did not place the calls.

"I know my voice, and that is not my voice on those tapes," said Heric, who listened to some of the threats after receiving copies of two tapes by mail. "Anyone who knows me knows I don't use the type of language that's on those tapes."



PHOTO/PINE CONE FILE (2002)

Rippling River resident Merri Bilek's health has suffered since she received threatening phone calls, court documents say.

The tapes recorded a variety of threats, delivered by someone who sounded like a woman, including, "I hate you and I'm going to do everything I can to get you, Miss Commissioner," "We're going to come after you and your job," "I have friends who can hurt you," and, "You better watch your next step."

Bilek said her attorney advised her not to discuss the case with the media. A call to Carlson was not returned. According to Mary Jo Zenk, deputy executive director of the housing authority, Carlson is representing Bilek, because "the threats were made against her as a housing commissioner."

Bilek said this week she still believes Heric made the calls. But Helaine Clark, a resident at Rippling River, isn't convinced Bilek is so certain. At a Dec. 8 Rippling River residents association meeting, Bilek conceded she wasn't sure Heric was the culprit and "she had other options," according to Clark.

Julayne Marquette, another Rippling River resident, said she also heard Bilek express her doubts. "She was backing off from her belief Kristine made the calls," Marquette said.

Heric said she has no gripe with Bilek, and the two haven't spoken in months. But Heric does have a gripe with the housing authority. "The housing authority is looking at this as an opportunity to discredit me in public," said Heric, who has been an outspoken opponent of the housing authority. "I'm a thorn in their side."

Meanwhile, Heric is anxiously waiting to hear back from the voice specialist. While she wouldn't identify the specialist she is working with, Heric said, "He is one of the best in the world." She said the initial analysis could cost her as much as $2,000. Heric said it was possible the specialist could require the original tape, potentially adding time, expense and legal action to the process. Currently, Heric does not have an attorney representing her.

As she waits for the results of the voice analysis, the Monterey County Sheriff's Office is trying to locate her to serve papers requiring her to attend a Dec. 29 hearing. At least four attempts have been made to serve her already.

"I'd like to have the tape analyzed before I go to any hearing," Heric explained. "Right now, it's just my word against Merri's word. Hopefully, the voice analysis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## Numbers

## What Do They Mean?

**Are the 12 days before Christmas really that wonderful? 12**
**Is the number 13 really and truly an unlucky number? 13**
**If you add these two numbers together you get .....25**

12 ~ The number of days before Christmas which I was terminated
13 ~ The day I was terminated by a bank in Carmel
25 ~ That I was fired 12 days before Christmas on the 13th of Dec.

***ALL THESE NUMBERS BEGIN WITH THE LETTER "T"***

T = TERMINATED ON THE THIRTEENTH
TWELVE DAYS BEFORE CHRISTMAS

*Hello, and Happy Holidays*

My name is Damari Stratford
I was Terminated on the 13th, 12 days before Christmas.
I need an employment attorney, but I don't have
25 Thousand dollars to hire an attorney.

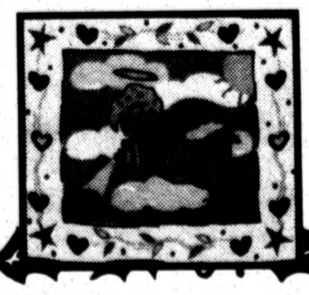
***If anyone knows an attorney willing to represent me, pro bono, write me:*** dcsbears@aol.com

Wishing all the wonderful people whom I had the honor to serve for the past four years a very *Merry Christmas* and a better **New Year** as we end the year 2005.

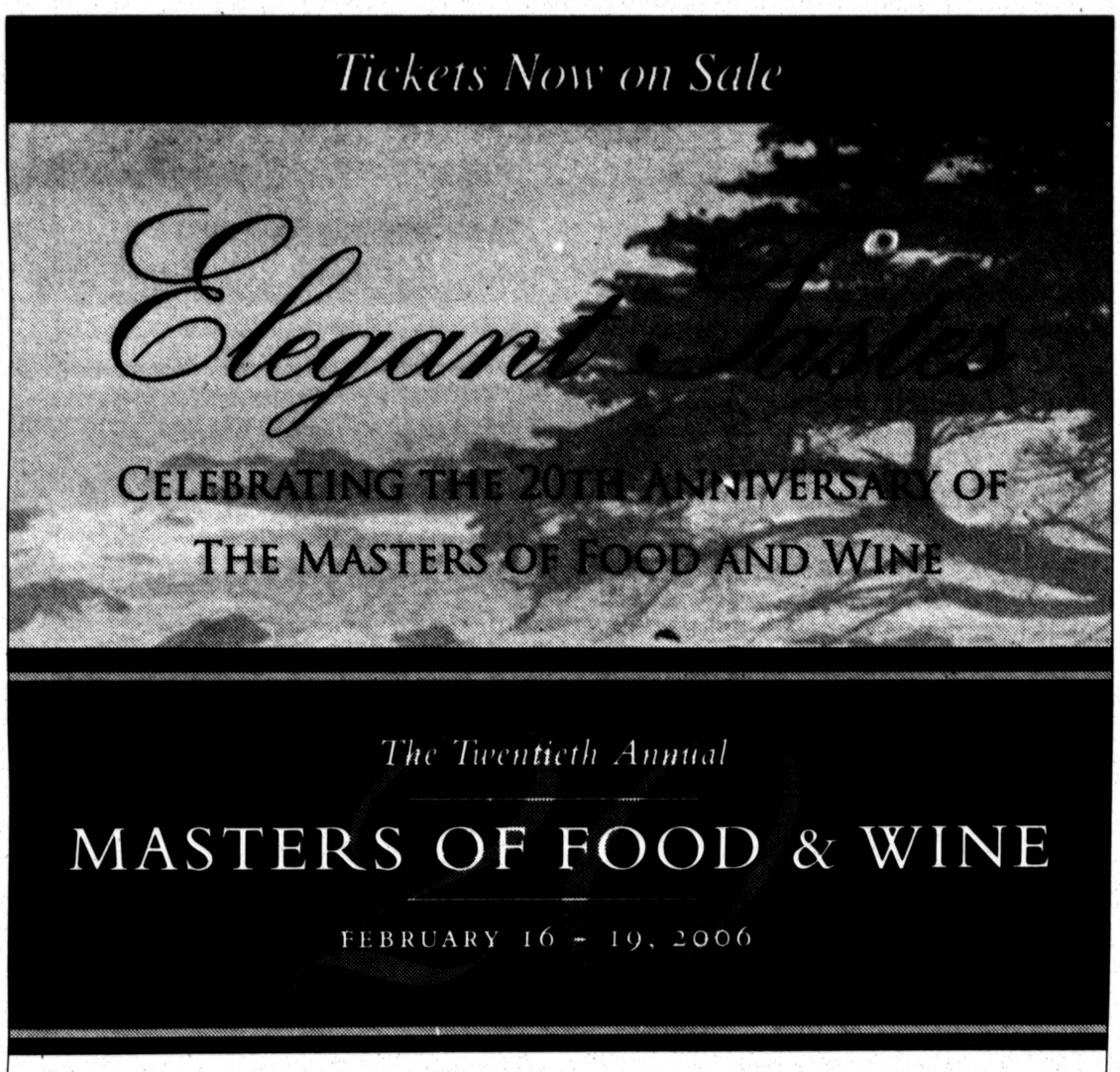
I WORKED THERE 4 YEARS, 2 MONTHS.

6th ~ The last day I worked
12 ~ The number of days terminated before Christmas
*I was informed of this news in a letter I received from UPS 2 days later.*
*I had a doctor's note excusing me from work for the 12th-16th*
*and I had a doctor's note for the 6th-12th*

*Happy Holidays*



*Happy Holidays*

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**Charlie Trotter,** *Charlie Trotter's*
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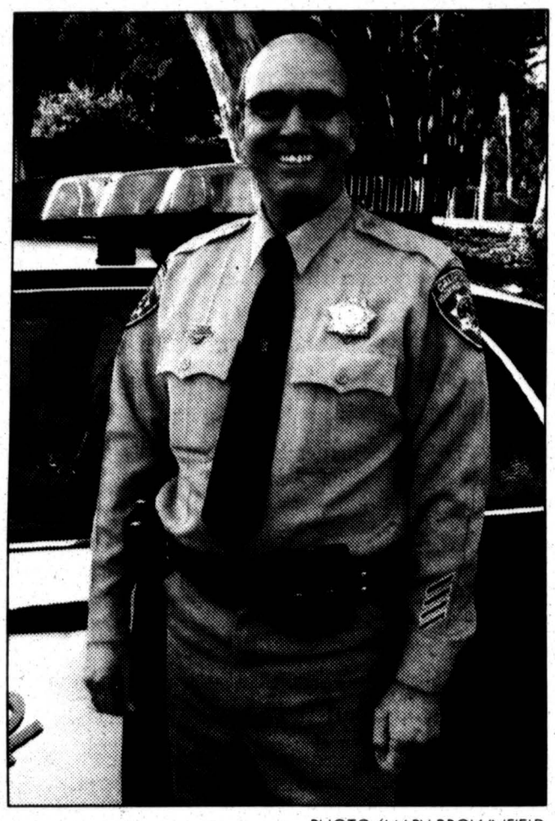
# Driving Pete Wilson

## ■ CHP officer retires after career protecting VIPs

By MARY BROWNFIELD

**In HIS quarter century with the California Highway Patrol, officer Richard Richards never took a sick day. He was never promoted, either, but only because he didn't want to be.**



PHOTO/MARY BROWNFIELD

CHP Officer Richard Richards' grin hints at his love of the job he will leave next week.

**As a beat cop in South Los Angeles, he faced the excitement and challenges of high-crime areas. He developed traffic plans for the 1984 Olympic Games in L.A. And for nine years, he drove the governor — a job that exposed him to the very powerful, including every United States President between Richard Nixon and George W. Bush — and took him all over the state, the nation and the world.**

"If I knew that I could work for 30 more years and still have a life after retirement, I would continue to work because I've enjoyed the career so much," said Richards, whose last day on the job as public information officer for the CHP's Monterey division will be Dec. 30. "But my time in this career is over."

### 'Why not give it a try?'

Originally from Southern California, Richards was working for a wine distributor and living in Pacific Grove when a neighbor recruited him for the CHP.

"I never thought law enforcement was something I would want to do, but he took me on ride-alongs, explained his philosophy and said, 'Why not give it a try?'" Richards recalled.

Fresh out of the academy in 1981, Richards thought he would be assigned close to home but landed in the crime-ridden South L.A. — an area he described as exciting, challenging and interesting.

"All officers had to ride with a partner after dark, and on times like New Year's Eve, we were to stay out of many of the neighborhoods because there was so much gunfire," he said. Cops there used all of their survival skills and training.

In 1983, he joined a five-person committee tasked with figuring out how to handle the traffic that would accompany the 1984 Olympics.

"That gave me my first understanding of how important traffic management is and the CHP's role in keeping traffic moving," he said. "It's more than just the law enforcement end."

*See* **CHP** *page 24A*


*Kathy Schenkel Needlepoint Trunk Show*

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# Woman discovers how many mouths 44,000 pounds of rice can feed

By MARY BROWNFIELD

TOUCHED BY the stories of Salinas Valley field workers in need of food, Carmel resident Sandhya Kolar, with the help of her daughter, bagged 50 pounds of rice to distribute to hungry families. Fifteen years later, she and a few dozen volunteers gather at her home once a month to bag 3,000 to 4,000 pounds of rice to distribute throughout the county. Trucks deliver the rice, as well as other food and necessities, to farm laborers' camps and schools.

Last year, Kolar's Rice plus Project provided more than 22 tons of rice, an equal amount of beans, and other foods such as canned goods, cereals, dried fruits, nuts and peanut butter.

"I keep hearing the stories, and it just breaks my heart. We who have so much really need to share," she said. "We've just ordered 65 blankets and warm jackets, and whatever money we get just goes right back out."

When she learned newborns were leaving Natividad Medical Center without proper blankets and clothes, she brought them some. Outreach workers also helped her identify children in need at four county schools.

Foodstuffs are particularly important when they close for vacations. "There are times when the kids are off from school, and they don't get that meal a day," she said. "It must be horrible for moms not to be able to feed their kids."

She soon learned they were lacking more than food.

"There were kids coming to school wearing the same clothes all the time, wearing flip-flops in winter, and dirty," she said. "We found a family that didn't have shampoo or deodorant."

Realizing how horrifying it must be for a teenager to come to school in such shape, she rushed out to purchase everything he needed, just as she does for so many families.

"Now we buy toilet paper," she said. "And underwear — things those of us who have plenty don't usually think about."

Dec. 11, about 45 people filled Sandhya and Ramesh Kolar's small home to wrap 500 gifts to distribute to many of those same children. Last year, the group wrapped and gave away 800 gifts. "It's so much fun — wonderful and chaotic, and wild," she said. "We have a small house and every single inch was taken."

Kolar said the Rice plus Project not only seeks financial contributions, but more information about those in need.

"We would like to reach out to more people," she said.

To make a tax-deductible donation or for more information, call (831) 624-6715, e-mail kolar@redshift.com or send a check to P.O. Box 1264, Carmel, CA 93921.

COURTESY/SANDHYA KOLAR

That's a lot of stuff. Volunteers gather at a Carmel home once a year to partake in a gift wrapping frenzy.


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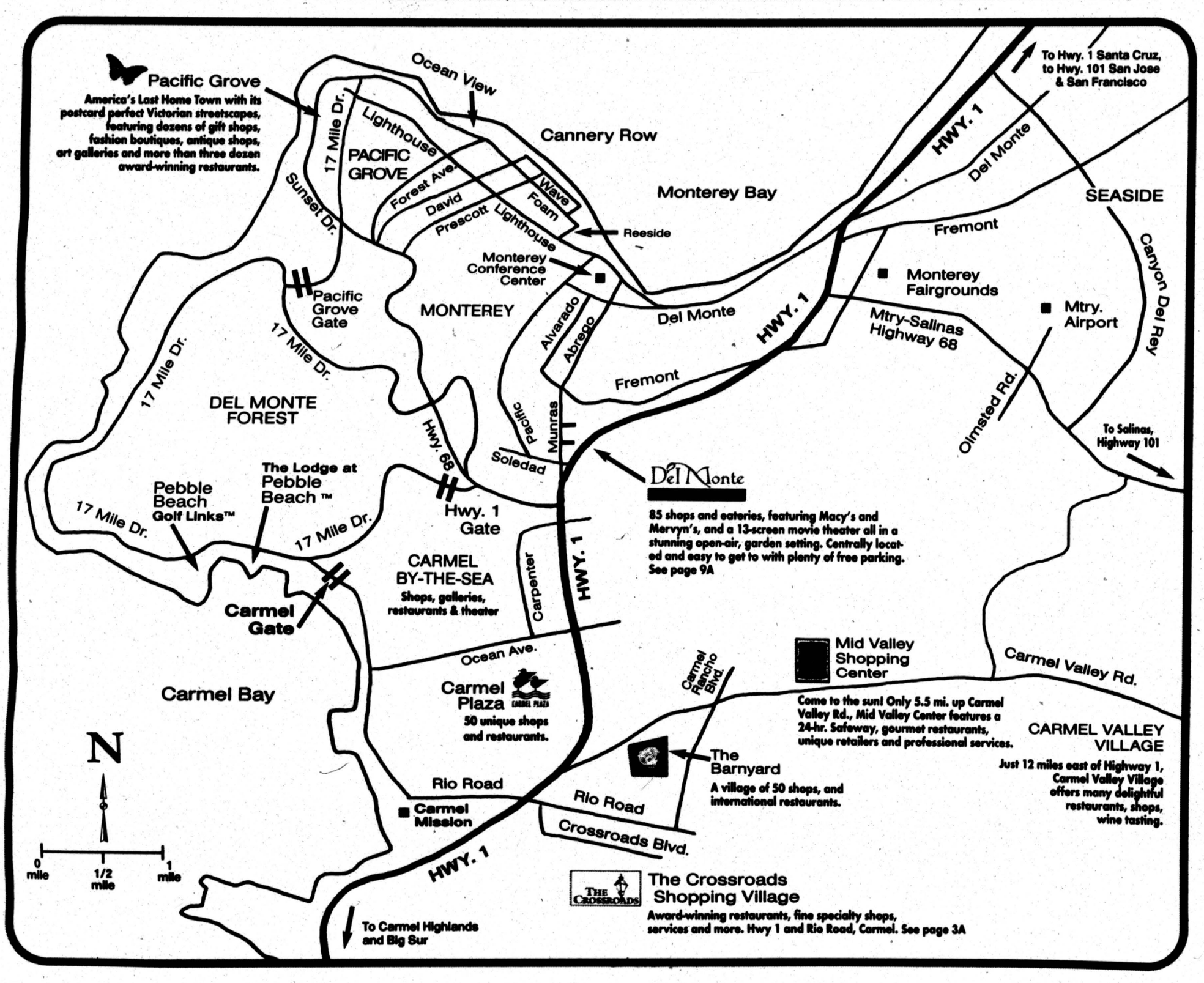
# This Week

Arts & Entertainment · December 23-29, 2005

Carmel · Pebble Beach · Carmel Valley & The Monterey Peninsula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Carmel Mission
Rio Road
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To Carmel Highlands and Big Sur

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See page 15A

Dining Around the Peninsula

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L' Escargot . . . . . .7A

**CARMEL HIGHLANDS**
Pacific's Edge at Highlands Inn . . . . . .12A

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Ferrante's Village Pub . . . . .5A

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Max's Grill . . . . . .15A
Passionfish . . . . . .6A

# From Mozart to Elvis, holiday performance redefines ballet

PHOTO/COURTESY SMUIN BALLET

Smuin Ballet's holiday program features Hanukkah and Christmas music spanning the centuries and also includes a tap-dancing Frosty the Snowman.

By CHRIS COUNTS

LIKE THE classical music that inspired it, ballet is an art form deeply bound by tradition and rooted in the past. So the Smuin Ballet comes as a surprise — or even a shock — to anyone with the usual notions of what ballet is supposed to be. The popular San Francisco company returns to Sunset Center Dec. 29-30, offering local audiences not only a glimpse of ballet's future, but a look at how much fun ballet can really be.

Smuin Ballet director Michael Smuin decided that to deconstruct ballet, he had to start with the music behind it. While classical music by masters such as Bach and Mozart is still part of Smuin's vision, it shares the stage with an eclectic mix of non-classical music ranging from pop icons like Elvis Presley and Ray Charles, to musical hybrids like reggae and bluegrass.

"Were not a conventional ballet," admitted Smuin. "What makes us unusual is our choice of music is so far-reaching."

When Smuin creates a performance, he starts with the soundtrack. "The music comes first," he explained. "The music determines what the ballet will be about." He isn't afraid to take chances and break new ground. "I don't think anyone else has ever used bluegrass in a ballet," he boasted.

At Sunset Center, the Smuin Ballet will present a special holiday program featuring Hanukkah and Christmas music spanning the centuries. The performances will include a lively mix of classical ballet and modern dance, with a tap-dancing Frosty the Snowman thrown in for good measure.

"This isn't your usual classical ballet program," beamed Jack Globenfelt, executive director of Sunset Center. "It's really beyond dancing. It's beauty and fun rolled into one great package."

**Smuin Ballet**

*Dec. 29, 8 p.m.,*
*Dec. 30, 2 p.m.*
*and 8 p.m.*

*All tickets $57*
*(831) 620-2048 or*
*sunsetcenter.org*

**Sunset Center,**
**San Carlos & 9th**

Founded in 1994, Smuin Ballet has premiered more than 40 works choreographed by Smuin. This week's performances mark the second of three visits by the Smuin Ballet to Carmel in 2005 and 2006. The company returns in June.

Smuin Ballet will perform Thursday, Dec. 29, at 8 p.m. and Friday, Dec. 30, at 2 p.m. and 8 p.m. Tickets, $57, can be purchased by calling (831) 620-2048 or visiting www.sunsetcenter.org. For more information about Smuin Ballet, go to www.smuinballet.org.

# New Year's Eve will rock with its roots

**Plugged In**

**By Stephen L. Vagnini**

PACIFIC REPERTORY Theatre's "The Roots of Rock 'N' Roll Tribute Concert," after a brief holiday respite, resumes Wednesday, Dec. 28, and will have a special New Year's Eve performance Saturday, Dec. 31. The run has also been extended on weekends through Jan. 29.

The tribute — featuring Travis Poelle as Elvis Presley and Paul McCartney, Tim Biancalana as John Lennon, Lydia Lyons as Leslie Gore and Dusty Springfield, and Daniel Simpson as Chuck Berry and Sam Cooke — is a musical romp through the '50s and '60s that captures the energy and feel of the music and the artists. For tickets and more information, contact (831) 622-0100 or visit their web site at www.pacificrep.org.

The Marotta Family Band hosts a holiday party Friday, Dec. 23, at Monterey Live on Alvarado Street. This local legendary musical family is led by patriarch/accordionist Mike Marotta, who will be joined on stage by his granddaughter, Rachel, on vocals, plus sons, Mike, Jr., on accordion and keyboard, and Dave, a professional, L.A.-based, studio bassist. The Marottas play traditional Italian music, plus swing, jazz and contemporary pop, with this week's concert having a special holiday flavor. The music starts at 8 p.m.

Next Friday, Dec. 30, Italian acoustic guitar instrumentalist Peppino D'Agostino will perform at Monterey Live, joined by guitarist Stef Burns, the lead guitarist for Huey Lewis & the News. D'Agostino has released eight critically acclaimed albums in the United States and two CDs in Europe. He has been praised by Acoustic Guitar as "one of the most capable composers among fingerstyle guitarists," and touted by Jazziz as a "phenom in the same league with John Fahey, Leo Kottke, Doc Watson and John Renbourn." D'Agostino and Burns, an unusual blending of guitar styles, have recently released a CD on Steve Vai's Favored Nations label. In addition to his current stint with Huey Lewis & the News, Burns has played guitar with Alice Cooper, Jesse Colin Young, Sheila E., Berlin and Y&T. The music starts at 7:30 pm. Call (831) 646-1415 for more information.

The theme for First Night Monterey is, "A Night of a Thousand Stars." An alcohol-free, family celebration of art and music, First Night Monterey celebrates its 13th anniversary this year and is "dedicated to all of the shining stars in our community."

The opening night ceremony kicks off with the Monterey Indian Tribes blessing and dance ceremony followed by Taiko drummers. A variety of musicians will perform for the first time this year, including jazz guitarist Storm Nilson, acoustic swing quartet Andrea's Fault, Bay Area reggae and world music group Baldread and the Ragamuffin Crew, the Bay Belles Women's Barbershop Quartet, acoustic folk trio Greg Hyde and the Living Room, the Dave Workman Band featuring John "Broadway" Tucker, and Patsy Cline tribute artist Joni Morris and her After Midnight Band.

Local musicians who perform regularly at the event include a tasty sample of musical styles, including jazz with Kenny Stahl and friends; folk music with Jana Heller, Alisa Fineman and Kimball Hurd; zydeco with the Cachagua Playboys; Latin grooves with the Chicano All Stars, and rock 'n' roll with Trusting Lucy. First Night admission buttons can be purchased at Longs Drugs and Mail Boxes, Etc.

For schedules and more details, call (831) 373-4778 or visit www.firstnightmonterey.org.


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Eric Burdon & the Animals
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# River state beach rebuilds just in time for winter to batter it again

By CHRIS COUNTS

FOR NEARLY a year, local residents have watched a once expansive Carmel River State Beach literally wash out to sea. Now, according to a county official, they've been able to watch Mother Nature restore the beach to its original condition.

"The beach has improved nearly 100 percent," explained public works interim maintenance manager Vic Lewis, who visited the beach Dec. 22. "There's been a big difference just in the last week. The beach is definitely looking better, and access to it is improving daily."

The beach has been at the center of a political storm since last December, when public works bulldozers cut a northerly channel in the Carmel River Lagoon sandbar to relieve a lagoon swollen by winter rains.

Neighbors argued this year's erosion was the fault of a decision by public works to accommodate a request by the National Marine Fisheries Service to breach the sandbar in a northerly direction. The federal agency was concerned cuts to the south were draining the lagoon too quickly, sweeping young steelhead out to sea.

Pam Armas, superintendent for state parks in the Monterey Area, said she impressed with the present condition of the beach.

"I'm quite pleased with the way it is filling in," Armas said. "The natural process that is occurring is very encouraging."

While Lewis and Armas are happy with the condition of the beach, Scenic Road resident Paul John is not. John said he would like to see a little human intervention in the restoration process.

"Public works and state parks haven't done what they said they were going to do. They said they were going to restore the beach. They have not done a single thing," John said.

John wants county workers to push sand up against the bluffs supporting Scenic Road, fill in a pond adjacent to Scenic Road that John called a "cesspool," and rehabilitate the parking lot and beach access.

The natural rebuilding of the beach happened just in time for winter rains, which, according to Lewis, could require his agency to declare an emergency and cut a channel in the sandbar as early as next week. Lewis said after the channel is cut, his agency will begin pushing sand up against the bluffs supporting Scenic Road.

"If there's enough rain this week, we

# How to recycle your Christmas tree

The Monterey Regional Waste Management District encourages residents to keep their Christmas trees out of the landfill. Free recycling curbside pick up is available to all residents of the Monterey Peninsula who have regular green waste service. Trees should be put at the curb on trash pickup day. They should be cut in three-foot lengths. Another option is to take your tree to a collection point from Dec. 26 until Jan. 13. Carmel-by-the-Sea's drop off point will be at the Forest Theater.


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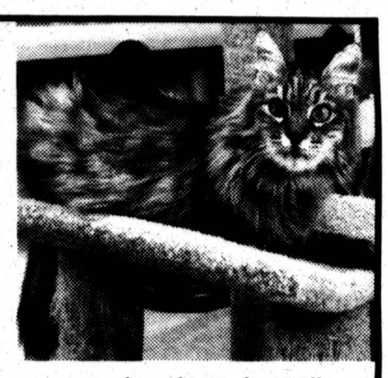

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# Sweat out that hangover or take a nice stroll during Rio Resolution Run New Year's Day

By MARY BROWNFIELD

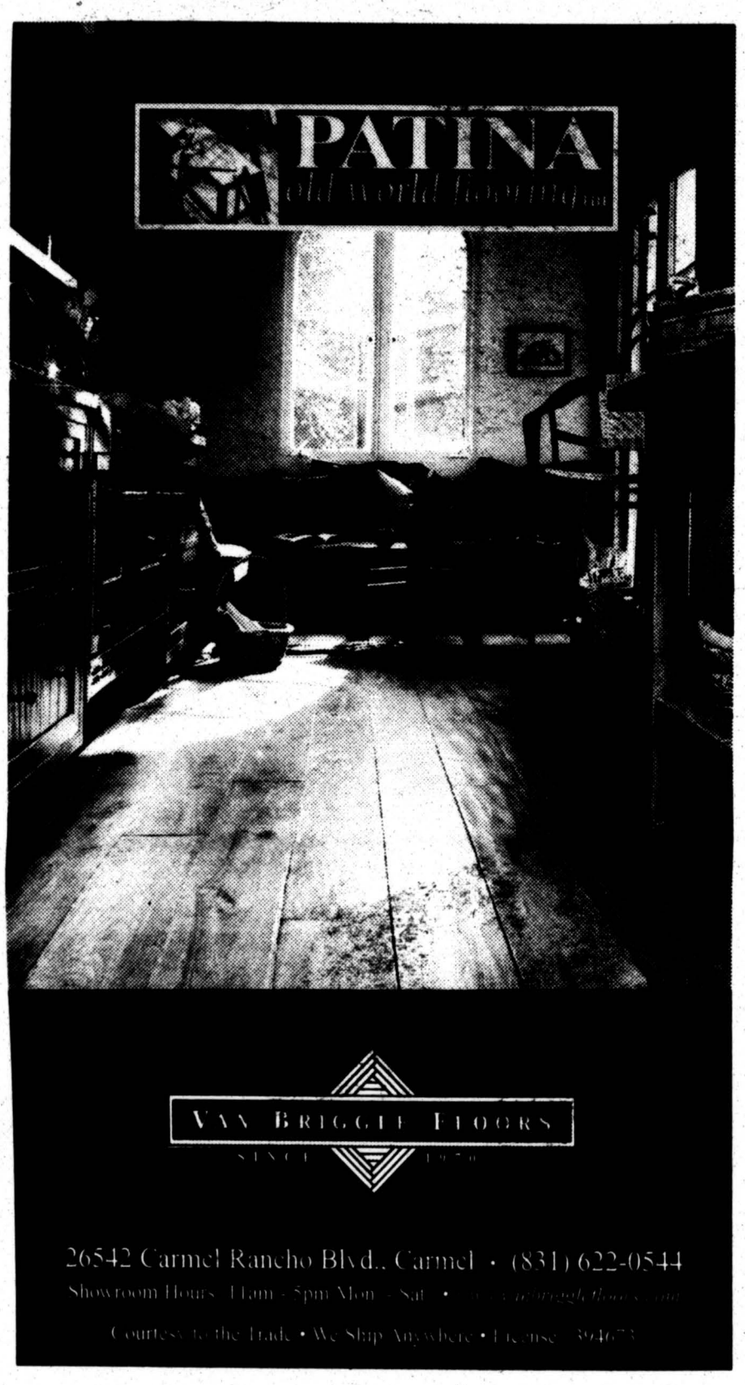
FOR YEARS, restaurateur Tony Tollner has motivated people to get out of bed and run their New Year's Eve hangovers into the ground. The Rio Grill's 16th annual Resolution Run — which benefits Suicide Prevention Service of the Central Coast — is set for 9 a.m. Jan. 1 and will offer a 6.8-mile run, a 3-mile family fun walk/run, breakfast, long-sleeve T-shirts, prizes and goodies.

Tollner conceived of the race to support the community that has made his three restaurants, the Rio Grill, Tarpy's Roadhouse and Montrio, successful. For the past nine years, proceeds have helped fund the nonprofit Suicide Prevention Service of the Central Coast, which organizers selected after months of reviewing more than 600 local charities. At the time, the group had such a small staff and budget that it had to reroute the crisis line to the executive director's house one December, according to Tollner, and it deals with an issue few people are comfortable discussing but which affects many.

This year, spokeswoman Julie Ann Lozano said 1,000 runners and walkers are expected to cross the starting line at 9 a.m. Both courses will begin in front of the Rio Grill at The Crossroads Shopping Village and take participants up Rio Road, through Mission Trail Nature Preserve and into downtown Carmel. There, the routes will separate, with runners heading toward the ocean to follow Scenic Road around the point. Traditionally, and when high tides or the Carmel River didn't prevent it, athletes in the longer race ran across a stretch of beach near the lagoon, but the route will not include that feature this year due to storm damage, according to Lozano. Both races end at Larson Field.

After all that physical exertion, runners and walkers will replenish with a brunch, courtesy of the Rio Grill, in the mall at The Crossroads Shopping Village. Organizers will hand out awards for the top three finishers in each age and gender division. All registered participants are eligible to win prizes in random drawings and will receive the event's signature long-sleeve T-shirt.

Race-day registration and packet pickup open in the Rio Grill at 7:30 a.m. Jan. 1, and the fee is $34 for adults and $20 for kids 12 and under. Organizers still need volunteers to help with setup (starting at 5:30 a.m.), during the race (9 a.m. to noon) and cleanup (noon to 2 p.m.). For more information about the race or to volunteer, call (831) 645-4777 or visit www.riogrillsresolutionrun.com.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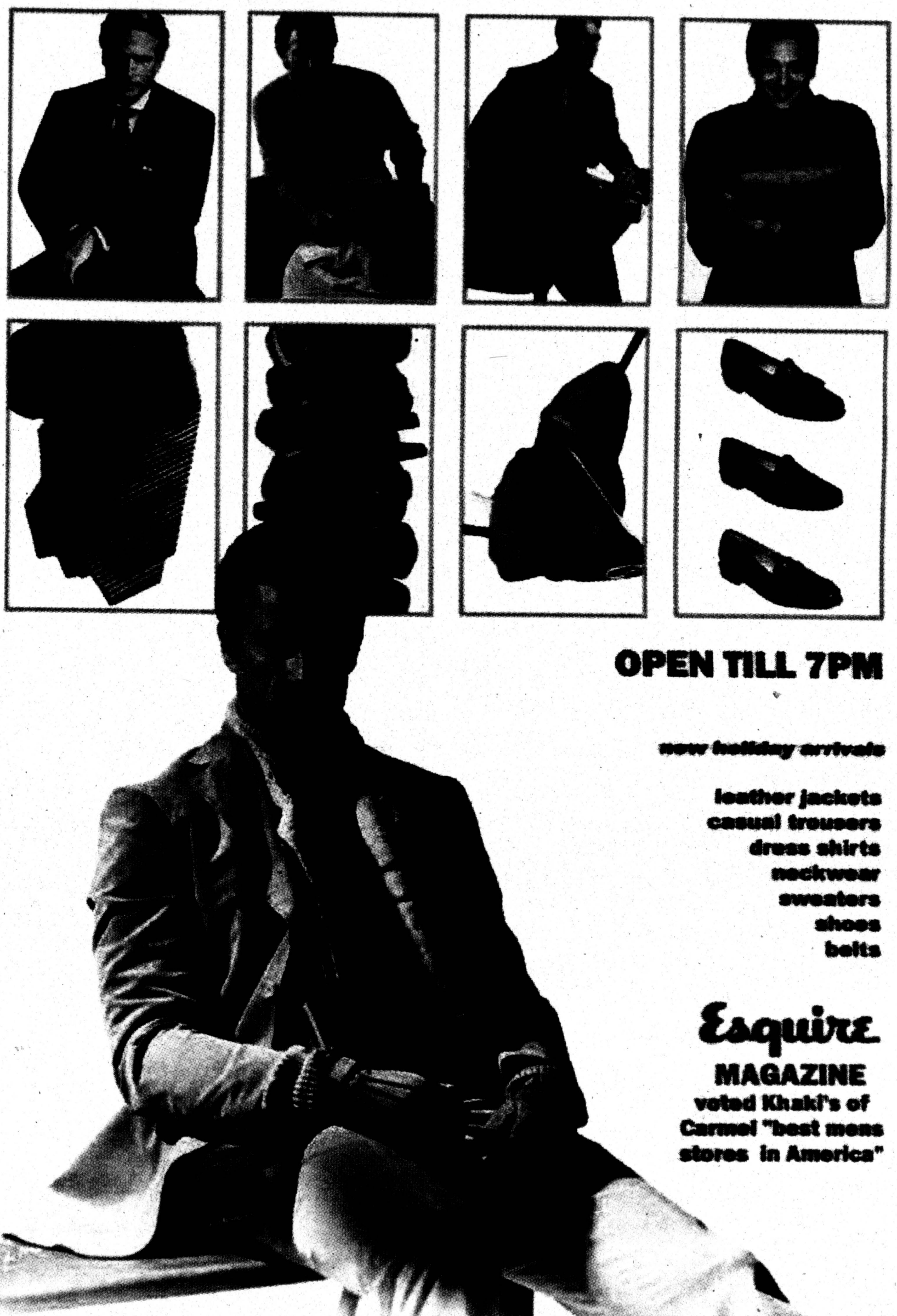

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## By Margot Petit Nickols

**LILY POODLE** Hawthorne, one-and-a-half, is shown here sniffing flowers along the Scenic Road walking path above Carmel Beach.

Her extremely fluffy hairdo hides a red velvet Christmas collar with bells attached, but passersby could hear the muffled tinkling emanating from amid the fur.

Lily is a miniature poodle/Maltese mix who was saved by Animal Friends Rescue Project on what would have been her last day on earth. Her time was up at the SPCA, which had saved her from abandonment on the mean streets of San Jose.

When she was rescued, Lily had a severe case of dermatitis caused by an allergy to a rabies shot which made the fur on her muzzle fall out. Three weeks with the kind staff of Carmel Holistic Veterinary Care brought Lily back to adoptable health. One look at her adorable pink face, fluffy white coat and loving countenance was all that Mom Francesca and Dad Walter needed. Lily immediately became a Hawthorne.

Although sunscreen has to be applied to her delicate muzzle, Lily loves to go for a walk and romp at the beach after motoring over from her Pacific Grove cottage.

At home, her favorite sport is playing tug-o-war with an old sock and Mom. She growls and barks like a big dog during this playtime, which surprised Mom and Dad, who didn't know Lily could bark at all until they hit upon the sock tugging game. They were amazed at the ferociousness it inspired from one so fluffy.

Lily watches TV, snuggles on the couch with Mom and Dad, and when she goes to bed in their room she takes along her stuffed pink elephant, orange giraffe and beige lamb, making sure she'll never be alone again.


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**CLIENT SITUATION:** Margaret and her husband planned for a secure retirement primarily funded through income from commercial real estate. Margaret, age 78, and her husband, who passed away two years ago, had purchased a multi-million-dollar Second-to-Die insurance policy. Due to higher vacancy factors in commercial real estate, Margaret no longer had the ability to continue paying insurance premiums. She had not paid a premium in close to two years, and the policy was scheduled to lapse.

**THE SOLUTION:** The policy was sold in a life settlement arrangement for quite a bit more than the cash surrender value. A portion of the funds were used to enhance Margaret's retirement income. The remainder of the life settlement proceeds was used to purchase a reduced paid-up policy to cover Margaret's relatively illiquid estate.

**THE BOTTOM LINE:** Margaret will spend the rest of her retirement with a comfortable income while protecting her assets for her family.

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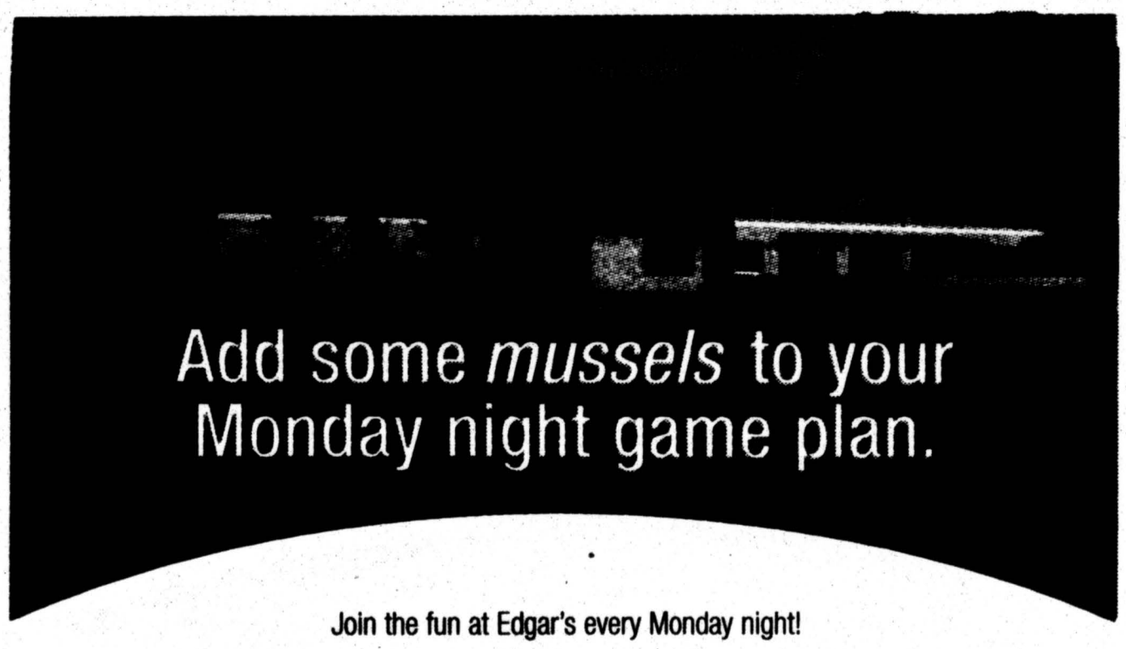

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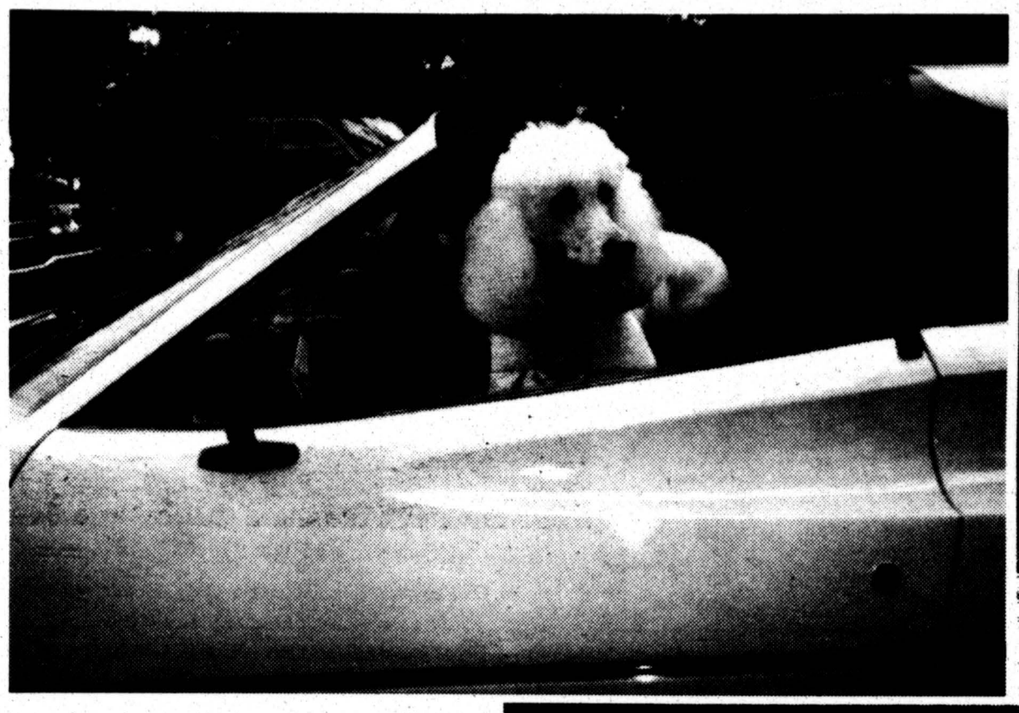
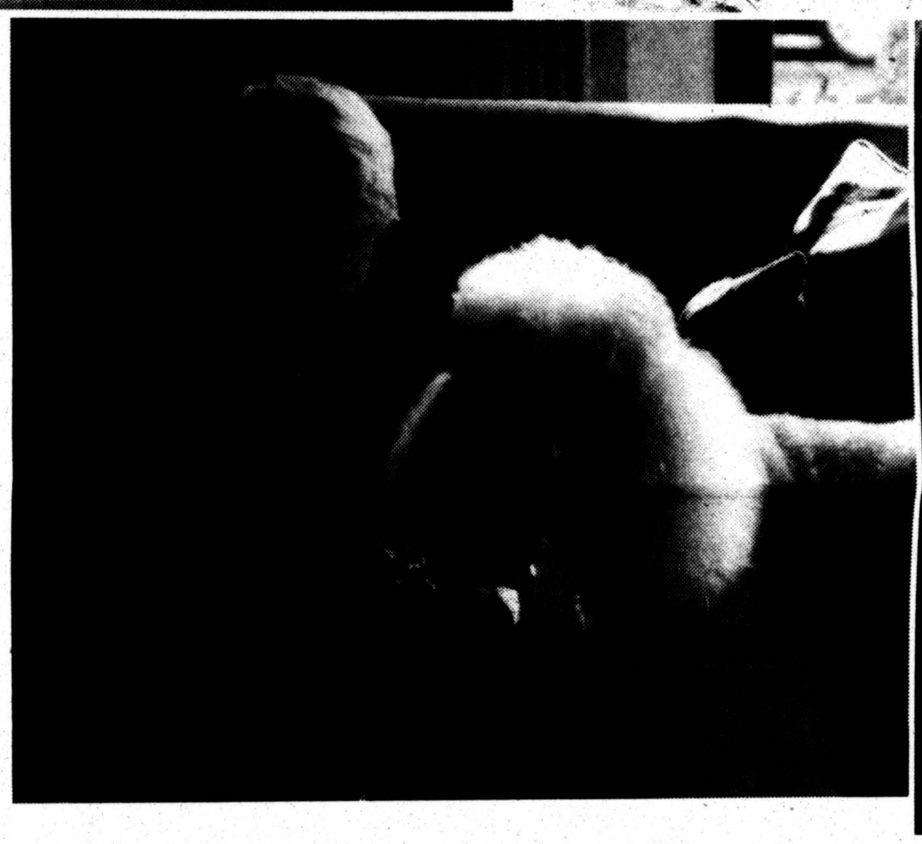
# Hyden





It is hard to find the words to describe this special fella! We didn't know him long enough, yet it seemed a lot longer....

He touched our hearts.

He touched those worthy with a softness and wisdom usually reserved for the two-legged kind. The stories of his lively and colorful life bring laughter and warmth, and those who knew him feel blessed to have had him in their life.

He lived a full and happy life with no regrets, except maybe how his brother, Strutz, did embarrass him at times....

We would have liked one more hug...yet it's not to be...

We will always remember him as a pure gentleman and smarter than the average bloke! We will miss having him around...listening, smirking, sighing and laughing with his master...

Hyden loved his family and he has left a deep hole in their hearts...

We know that he leaves us with a wink and a chuckle and we like to think he moves into his next world to touch more human folk like us!

*In Loving Memory of Hyden, from Dennis LeVett and Family*

# LAWSUIT

*From page 10A*

the city and Forest Hill Manor.

"We sent them a letter that states, 'Here's the agreement that says no water will be used,'" he said. "We think that is satisfying."

Forest Hill Manor spokeswoman Susan Barnes said the manor has spent about $3.5 million in permits, planning and design of the proposed facility.

"We have jumped over every hurdle that the city and state asked us to during this process," Barnes said.

The suit seeks to reclaim the money spent on the project, McEachron said.

"I don't understand why they are focusing this on us and not the water management district," Colangelo said.

The senior facility has seen a decline in population over the years, and the expansion project would bring new clients as well as offer valuable services for local seniors, said Forest Hill Manor executive director Beverly Power.

# TREE

*From page 1A*

Someone — rumor has it to be bassett-hound-walking twins — adorned the redwood's branches with red bows and placed a box of gold, silver and red glass ornaments at its base. Included was a black pen, and dog-lovers were instructed to write the names of their canines on the orbs and hang the decorations on the tree.

"My son would have really enjoyed it," Anderson said. Aaron Anderson grew up on the Peninsula and spent a lot of time in Mission Trail park, she said.

He was living in Oregon with his wife, Suzanne, and their two children, Teanna and Gage, when he succumbed to illness in late 2003.

"My daughter-in-law and her two small children are coming into town, and this will be the first time they've seen the tree," Betty Anderson said, adding that her grandchildren are now 7 and 5 years old. She looks forward to showing them the redwood in all its canine-friendly Christmas glory.

As for the generous folks who took it upon themselves to decorate Aaron Anderson's small memorial redwood, she said, "I would like to thank them."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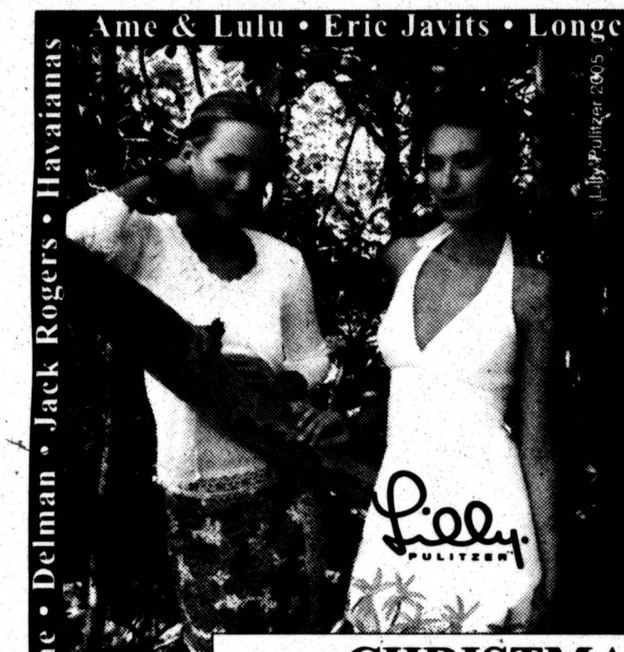

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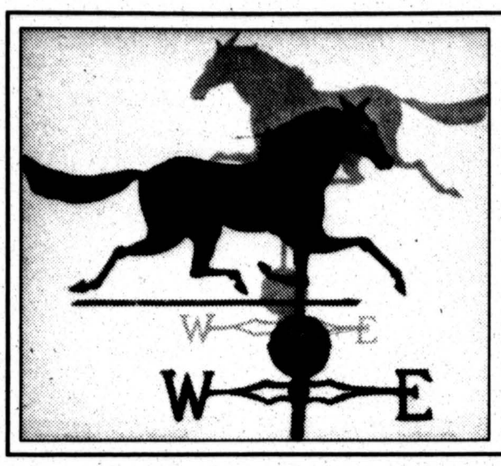
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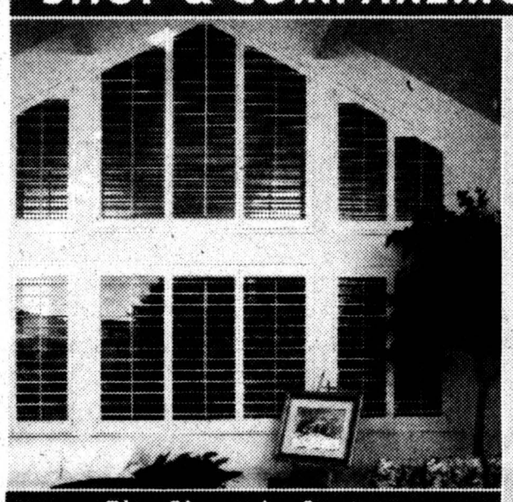
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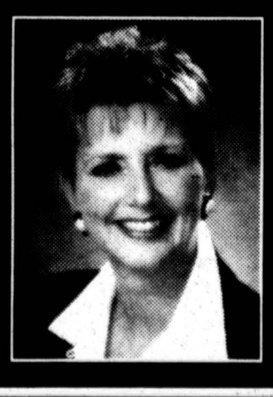
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# HOTEL

*From page 1A*

"There are units which individuals can purchase as investments," said Dave Watson, project planner for King Ventures. "They could stay there a few weeks per year. We are thinking about a timeshare element as well but we are not sure that's appropriate or not."

Those who purchase a unit at the resort would be included in a vacation club, where they could stay at other resorts, Watson said.

"You would get four weeks a year, and those weeks would be restricted," he said. "It would encourage people to come at different times of the year."

The hotel's spa facilities would have the amenities of a modern spa, Watson said, as well as a health and wellness segment, which would include conferences and seminars on topics such as better eating, yoga and exercise.

"We would have conferencing themes," he said. "People would come three to four days at a time."

Watson said King Ventures also hopes to open a dedicated cooking school at the resort."We are really excited about the notion of having a culinary center in Monterey Bay," he said.

Morgan said the project, which would mark Sand City's first resort, would enliven the city. The resort would also facilitate restoration of the property, which offers sweeping views of Monterey Bay.

"The area has been heavily degraded," he said. "We would reshape some of the dunes, restore some of the native habitat and make contributions to traffic mitigation."

About 16 acres of the proposed resort was formerly a sand-mining site. The other seven acres used to be a batch cement plant and now is being used as a storage area for construction materials.

According to the proposal, the resort's three-to-five-story buildings would include elk barkwood shingles, wood railings, redwood shingle siding and Carmel stone facing.

"What we wanted was a very attractive complex with outstanding design, and modulated to fit into the dune environment to help preserve the coastal views from Highway 1," Morgan said.

County supervisor Dave Potter, who hasn't seen plans for the project, said there are a number of hurdles a developer has to overcome before building in the coastal zone.

"There are snowy plover issues, critical viewshed issues and coastal erosion issues," said Potter, who is also on the coastal commission. "It's probably one of the more difficult sites on the coast to build because it's right on the sand."

### Permits denied

One proposed development on the same site was the Sterling Center, which went through two different incarnations. The first proposal, in 1985, was a 229-room resort, while the second in 1989 was trimmed to a 135-room hotel.

The coastal commission denied the first plan because of concerns over visual impacts and shoreline erosion. The second version of the Sterling Center was abandoned after the city passed a resolution vacating its 1989 coastal permit.

King Ventures is about to begin an environmental impact report, which probably won't be finished until summer or fall of next year, Watson said.

After that, public hearings for the project would commence. "In the meantime, there will be discussions with the coastal commission," said Watson, and 2007 would be the earliest construction could begin if the project is approved.

Primary access to the resort would be at Playa Avenue the proposal indicates. Presently, the street passes between Circuit City and Orchard Supply Hardware and dead-ends at the beach.

The site has water credits in the amount of 20 acre-feet a year. The resort would need about 34 acre-feet a year, the proposal outlines.

The project would also include an extension of the recreational trail, which currently ends at Tioga Avenue and begins again at Playa Avenue.

"Sand City is a coastal community that is bisected [by Highway 1] from Monterey Bay," Morgan said. "We want redevelopment that remedies that and opens our community up to the coast. Right now, it's almost isolated."


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## PUBLIC NOTICES PUBLIC NOTICES PUBLIC NOTICES PUBLIC NOTICES PUBLIC NOTICES PUBLIC NOTICES

**NOTICE OF PETITION TO ADMINISTER ESTATE**
of VINCENT C. CRUZ
Case Number MP 17915

To all heirs, beneficiaries, creditors, contingent creditors, and persons who may otherwise be interested in the will or estate, or both, of VINCENT C. CRUZ.

A PETITION FOR PROBATE has been filed by ALFRED A. CRUZ and CYNTHIA R. CRUZ in the Superior Court of California, County of MONTEREY.

THE PETITION FOR PROBATE requests that ALFRED A. CRUZ and CYNTHIA R. CRUZ be appointed as personal representative to administer the estate of the decedent.

THE PETITION requests authority to administer the estate under the Independent Administration of Estates Act. (This authority will allow the personal representative to take many actions without obtaining court approval. Before taking certain very important actions, however, the personal representative will be required to give notice to interested persons unless they have waived notice or consented to the proposed action.) The independent administration authority will be granted unless an interested person files an objection to the petition and shows good cause why the court should not grant the authority.

A HEARING on the petition will be held on Jan. 20, 2006 at 10:30 a.m., Dept.: 17, in the Superior Court of California, County of Monterey, 1200 Aguajito Road, Monterey, CA 93940.

IF YOU OBJECT to the granting of the petition, you should appear at the hearing and state your objections or file written objections with the court before the hearing. Your appearance may be in person or by your attorney.

IF YOU ARE A CREDITOR or a contingent creditor of the deceased, you must file your claim with the court and mail a copy to the personal representative appointed by the court within four months from the date of first issuance of letters as provided in Probate Code section 9100. The time for filing claims will not expire before four months from the hearing date noticed above.

YOU MAY EXAMINE the file kept by the court. If you are a person interested in the estate, you may file with the court a Request for Special Notice (form DE-154) of the filing of an inventory and appraisal of estate assets or of any petition or account as provided in Probate Code section 1250. A Request for Special Notice form is available from the court clerk.

Attorney for petitioner ROBERT E. WILLIAMS, 215 W. Franklin St., #219, Monterey, CA 93940. (831) 372-8053. (s) Robert E. Williams, Attorney for Petitioner.

This statement was filed with the County Clerk of Monterey County on Dec. 14, 2005.

Publication dates: Dec. 23, 30 2005, Jan. 6, 13, 2006. (PC1226)

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**NOTICE OF PETITION TO ADMINISTER ESTATE**
of
ELFRIEDE ELIZABETH PRICE
Case Number MP 17916

To all heirs, beneficiaries, creditors, contingent creditors, and persons who may otherwise be interested in the will or estate, or both, of ELFRIEDE ELIZABETH PRICE.

A PETITION FOR PROBATE has been filed by WERNER BRAUN in the Superior Court of California, County of MONTEREY.

THE PETITION FOR PROBATE requests that WERNER BRAUN be appointed as personal representative to administer the estate of the decedent.

THE PETITION requests the decedent's will and codicils, if any, be admitted to probate. The will and any codicils are available for examination in the file kept by the court.

A HEARING on the petition will be held on Jan. 20, 2006 at 10:30 a.m., Dept.: 17, in the Superior Court of California, County of Monterey, 1200 Aguajito Road, Monterey, CA 93940.

IF YOU OBJECT to the granting of the petition, you should appear at the hearing and state your objections or file written objections with the court before the hearing. Your appearance may be in person or by your attorney.

IF YOU ARE A CREDITOR or a contingent creditor of the deceased, you must file your claim with the court and mail a copy to the personal representative appointed by the court within four months from the date of first issuance of letters as provided in Probate Code section 9100. The time for filing claims will not expire before four months from the hearing date noticed above.

YOU MAY EXAMINE the file kept by the court. If you are a person interested in the estate, you may file with the court a Request for Special Notice (form DE-154) of the filing of an inventory and appraisal of estate assets or of any petition or account as provided in Probate Code section 1250. A Request for Special Notice form is available from the court clerk.

Attorney for petitioner ROBERT E. WILLIAMS, 215 W. Franklin St., #219, Monterey, CA 93940. (831) 372-8053. (s) Robert E. Williams, Attorney for Petitioner.

This statement was filed with the County Clerk of Monterey County on Dec. 14, 2005.

Publication dates: Dec. 23, 30 2005, Jan. 6, 13, 2006. (PC1227)

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**SUMMONS – FAMILY LAW**
CASE NUMBER: DR 42948

**NOTICE TO RESPONDENT:**
**MARIA CONSUELO LAURENCIO**
***You are being sued.***

**PETITIONER'S NAME IS:**
**SERAFIN S. MENDOZA**

You have 30 CALENDAR DAYS after this *Summons* and *Petition* are served on you to file a *Response* (form FL-120 or FL-123) at the court and have a copy served on the petitioner. A letter or phone call will not protect you.

If you do not file your *Response* on time, the court may make orders affecting your marriage or domestic partnership, your property, and custody of your children. You may be ordered to pay support and attorney fees and costs. If you cannot pay the filing fee, ask the clerk for a fee waiver form.

If you want legal advice, contact a lawyer immediately. You can get information about finding lawyers at the California Courts Online Self-Help Center *(www.courtinfo.ca.gov/selfhelp)*, at the California Legal Services Web site *(www.lawhelpcalifornia.org)*, or by contacting your local county bar association.

***NOTICE:*** *The restraining orders on page 2 are effective against both spouses or domestic partners until the petition is dismissed, a judgement is entered, or the court makes further orders. These orders are enforceable anywhere in California by any law enforcement officer who has received or seen a copy of them.*

The name and address of the court is:
**SUPERIOR COURT OF CALIFORNIA, COUNTY MONTEREY**
**1200 Aguajito Road**
**Monterey, CA 93940**.

The name, address and telephone number of the petitioner's attorney, or petitioner without an attorney, is:
**SERAFIN S. MENDOZA**
**908 Sloat Drive**
**Salinas, CA 93907**
**(831) 261-8449**
**RONALD D. LANCE**
**11 W. Laurel Dr., Suite #205**
**Salinas, CA 93906**
**(831) 443-6509**
**Reg: #LDA5**
**County: Monterey**

NOTICE TO THE PERSON SERVED: You are served as an individual.

Date: Feb. 14, 2005
(s) Lisa M. Galdos, Clerk
by Erica Aledo, Deputy
Publication Dates: Dec. 23, 30, 2005, Jan. 6, 13, 2006. (PC 1228)

---

**FICTITIOUS BUSINESS NAME STATEMENT** File No. 20052956. The following person(s) is(are) doing business as: **TOTALITY BOOKS,** 25680 Tierra Grande Dr., Carmel, CA 93923. HOWARD DAVID STRAUS, 25680 Tierra Grande Dr., Carmel, CA 93923. This business is conducted by an individual. Registrant commenced to transact business under the fictitious business name or names listed above on May 1999. (s) Howard D. Straus. This statement was filed with the County Clerk of Monterey County on Dec. 15, 2005. Publication dates: Dec. 23, 30, 2005; Jan. 6, 13, 2006. (PC1229)

---

**FICTITIOUS BUSINESS NAME STATEMENT** File No. 20052864. The following person(s) is(are) doing business as: **HEARTLAND HOSPICE SERVICES,** 2511 Garden Road, Suite B-200, Monterey, California 93940-5332. IN HOME HEALTH, INC., 2511 Garden Road, Suite B-200, Monterey, California 93940-5332. This business is conducted by a corporation. Registrant commenced to transact business under the fictitious business name or names listed above on Nov. 1, 2005. (s) David K. Nees, Assistant Secretary. This statement was filed with the County Clerk of Monterey County on Dec. 2, 2005. Publication dates: Dec. 23, 30, 2005, Jan. 6, 13, 2006. (PC1230)

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**FICTITIOUS BUSINESS NAME STATEMENT** File No. 20052984. The following person(s) is(are) doing business as: **ALL SERVICES PLUMBING,** 710 Congress Ave., Pacific Grove, CA 93950. DOMINIC YANEZ, 710 Congress Ave., Pacific Grove, CA 93950. This business is conducted by an individual. Registrant commenced to transact business under the fictitious business name or names listed above on Dec. 24, 2005. (s) Dominic Yanez. This statement was filed with the County Clerk of Monterey County on Dec. 20, 2005. Publication dates: Dec. 23, 30, 2005, Jan. 6, 13, 2006. (PC1231)

---

**FICTITIOUS BUSINESS NAME STATEMENT** File No. 20052776. The following person(s) is(are) doing business as: **SIMPLY DETAILED,** 2860 Sloat Rd., Pebble Beach, CA 93953. KIMBERLEY H. DONLON, 2860 Sloat Rd., Pebble Beach, CA 93953. This business is conducted by an individual. Registrant commenced to transact business under the fictitious business name or names listed above on Nov. 21, 2005. (s) Kimberley H. Donlon. This statement was filed with the County Clerk of Monterey County on Nov. 21, 2005. Publication dates: Nov. 25, Dec. 2, 9, 16, 2005. (PC1117)

---

**PUBLIC NOTICE**

**Carmel Area Wastewater District**
*P.O. Box 221428, Carmel, CA 93922*
(831) 624-1248 • FAX (831) 624-0811

## REVISED
## NOTICE OF AVAILABILITY OF AN INITIAL STUDY NOTICE OF INTENT TO ADOPT A NEGATIVE DECLARATION

**NOTICE IS HEREBY GIVEN THAT** the Carmel Area Wastewater District (CAWD), State of California, has established a 30-day public review period, in accordance with Sections 15072 of the California Environmental Quality Act (CEQA), on a proposed Negative Declaration for their Salinity Management Project (hereafter, the "project").

**PROJECT DESCRIPTION:** The Project is intended to improve the quality and quantity of recycled water that is currently being supplied by CAWD's Wastewater Treatment Plant (WWTP) to seven golf courses within the Pebble Beach Community Services District (PBCSD) jurisdiction and other landscaped areas. The PBCSD serves users within the Del Monte Forest area (a local area plan component of the Monterey County General Plan).

The CAWD / PBCSD / Pebble Beach Company Recycled Water Project was constructed and began operation in 1994 and has resulted in reduced potable water use; however, the use of recycled water resulted in damage to the turf grass at the golf courses due to the high concentrations of sodium and other salts in the existing recycled water supply. To prevent that damage, the turf must be flushed with potable water to reduce the salt buildup. The primary purpose of the project is to meet the irrigation requirements of the golf courses and other open spaces in the Del Monte Forest by providing a high quality recycled water supply sufficient to eliminate the need for potable water use on the golf courses except in case of emergencies. The project would involve minor physical changes to the CAWD plant, including the following:

- installation of microfiltration and reverse osmosis systems within a new two story building with a footprint not to exceed 10,000 square feet, with the first floor enclosed by walls and second floor open with a canopy cover,
- trenching for and installation of new pipelines, and
- changes to the treatment processes inside the existing facility buildings.

**PROJECT LOCATION:** The Project site is located within the County of Monterey, California The approximately 8-acre CAWD WWTP site is located south of the Carmel River and the Carmel Mission, and west of Highway 1.

**AVAILABILITY OF INFORMATION:** Copies of the Initial Study and proposed Negative Declaration are available for review at the CAWD office (3945 Rio Road, Carmel, CA 93922). Written comments on the proposed Negative Declaration will be accepted up to the close of the public review period on Friday, December 30, 2005. Interested parties and individuals can contact Ray von Dohren or Sanford Veile at (831)624-1248 for more information or questions regarding the proposed development.

**PUBLIC HEARING:** The CAWD Board will consider this proposal at a public hearing during their ~~regularly scheduled~~ meeting on Thursday, January 26, 2006 at 1:30 P.M. ~~19, 2005 at 7:00 PM~~ in the Board Chambers at the CAWD office 3945 Rio Road, Carmel, CA 93923.

Signed:_____ Date: ~~November 29~~ December 20, 2005
Name: Sanford Veile Title: Project Manager

Publication dates: December 23, 2005 (PC1231)

**Don't forget to check out the Pine Cone's Website!**
**www.carmelpinecone.com**

# RICHARDS

*From page 12A*

(In fact, sometimes it's the law enforcement end that keeps traffic from moving. While cruising down the freeway talking on his cellphone one day, Richards marveled at how wide open the typically busy road was. Glancing in his rear-view mirror, he was alarmed to see cars backed up for miles, since no one would pass him. He quickly learned the importance of getting on and off the freeway when on patrol, as well as how distracting cellphones are.)

Following the Olympics, Richards returned to the South L.A. beat but became public information officer, dealing with the media, teaching new drivers and conferring with legislators and their constituents. The DUI task force and hit-and-run investigations kept him in the field.

And in 1990, Richards won the coveted job of driving Governor George Deukmejian after his regular driver was sent to serve in Operation Desert Shield. Richards described Deukmejian as "very much a gentleman who always treated everybody with a lot of respect" and remembered taking him home after his last day in office, receiving the car key from him, and picking up new Governor Pete Wilson the following day.

### Here and abroad

The governor's car was always referred to as "the limo," even if it wasn't truly a limousine. Former Governor Jerry Brown eschewed a state car and cruised in an old blue Plymouth, and Deukmejian's was an Oldsmobile 98 "that was just a big, comfortable car; it wasn't new or fancy." Richards discovered Ford had a leasing program for politicians and obtained a new car for Wilson.

"I loved that job so much — for eight years, I was tireless," he said.

He worked long hours and came to know the Wilsons and their adult children, as well as many powerful politicians and the wealthiest people in the state. He "learned a lot about how things happen," and "how difficult it is to manage a state like California." He took very seriously not only his roles as driver and protector, but his oath to never discuss what he overheard in the car.

Ever mindful he represented the CHP, Richards aimed to impress. "I was never late, I was never lost, I was never in an accident," he said.

When the state police and the highway patrol merged in 1995, Richards' role expanded to include traveling with the governor. In the United States, he would arrive at the destination ahead of time, get the car, plan the routes and contact the local police. For trips to the Far East and Europe, he arranged security and transportation, and he accompanied the governor but left the driving to the locals.

**During a 24-year career, seeing the very, very worst and the very, very best**

Richards recalled riding in "big BMW 740s in Germany, with drivers in ascots negotiating the Autobahn with precision driving, versus China, with 10 cars trying to get through traffic and people sticking their arms out the windows waving lighted batons at everybody."

In addition to meeting the rich and mighty, Richards encountered U.S. Presidents Gerald Ford, Richard Nixon, Jimmy Carter, Ronald Reagan, Bill Clinton and both George Bushes.

"As great a man as he was, President Reagan made you feel like he respected your position," he said. "He was friendly and was very charismatic. He was so important, yet he would talk to you and remember you."

After Wilson's second term ended, Richards stayed on for a few months as a backup driver for Governor Gray Davis, but he had come to be associated with the Republicans.

"Gray Davis even said, 'Every time I look at you, I think of Pete Wilson," he remembered.

### Building the ranks

Richards returned to L.A. to help plan a multi-agency transportation center and then moved back to P.G. and transferred to the Monterey division to finish out his career. He worked patrol for only two weeks before the commissioner asked him to be PIO, a role he happily filled.

"The reason I like my job so much is because I like representing an organization that has such an outstanding reputation," he said.

Throughout his career, Richards also aimed to recruit people he believed would make good officers. Many have him to thank for their jobs, and he hopes his safety messages have resonated with at least a few drivers.

Having worked ever since high school, Richards is looking forward exploring his other interests.

He will travel to Costa Rica and Australia, and will volunteer at the AT&T Pebble Beach National Pro-Am (as a marshall, of course) and the Kentucky Derby. He also helps Pacific Repertory Theatre and is a member of Pacific Grove's traffic commission.

But he admitted he'll miss the job.

"I've seen the very, very worst of society and the very, very best of society, and that's what has made my time go by so quickly," he said. "I would do it all over again in a heartbeat."


Christmas Eve
Prix fixe Menu

Soup and Appetizer
Butternut squash soup

Sea Scallops
Served over Salinas Valley mix greens with cucumber relish, finished with champagne vinaigrette.

Choice of the following entrees

16 oz Prime Rib
Served with horseradish, au jus, roasted red potatoes & seasonal vegetables

Pan Seared Sea Bass
Served over vegetable risotto with roasted bell pepper-cumin sauce.

Braised Veal Osso Bucco
Served with red wine reduction, parsley mash potatoes, seasonal vegetables & topped with homemade crispy onion rings.

10 oz Grilled Pork Chop
Served with apple raisin compot, creamy polenta & seasonal vegetables.

Dessert
Pumpkin brulee or chocolate decadence

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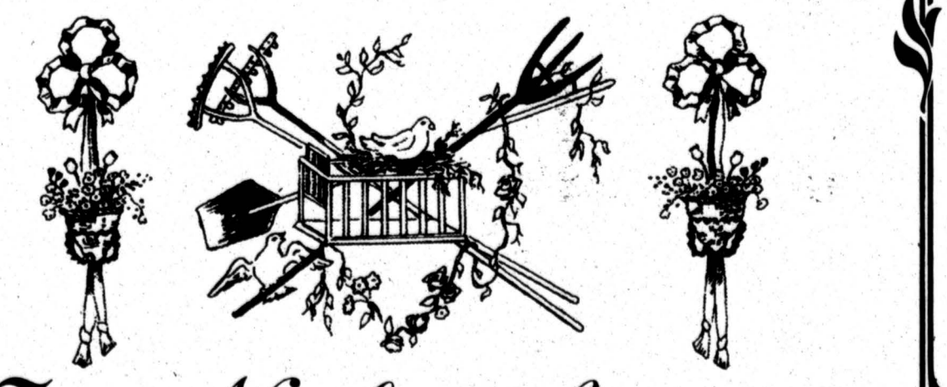

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# Board de-lists three more old buildings, deadlocks on a fourth

By MARY BROWNFIELD

A POST-ADOBE garage whose accompanying house burned down more than a decade ago, a much-modified Craftsman-style house and an unremarkable ranch home have no place on Carmel's inventory of historic resources, a city board decided Monday night. But with member Kay Holz absent, the historic resources board tied in a vote on the fate of a fourth house.

In June, the city began notifying the owners of 300 properties their buildings are considered historic — a designation that would be recorded on their deeds. More than 90 filed appeals, most of which are being considered by the historic resources board.

### A knockoff garage

Historian Kent Seavey said Carolyn Ahrens' post-adobe garage on Carpenter Street was historically significant because it was one of the first built by Hugh Comstock in 1940.

But in an extensive appeal letter, Paul Ahrens argued the garage is in poor shape and was not even designed or constructed by the noted builder.

"Carolyn remembers that her mother pointed out a nondescript garage in downtown Carmel and said she'd like the same," he wrote. "So the garage is not even a Comstock original. It is a rough copy of someone else's garage."

He also said it is unworthy of historic designation because the matching house burned down years ago and was replaced by a new home in 1994.

In his staff report for the board, planner Sean Conroy agreed, recommending the HRB remove the garage from the inventory because it "is an accessory to a non-historic residence; there are other, better examples of the post-adobe method of construction, and the structure does not rise to any level of significance architecturally."

The HRB voted 4-0 to accept the Ahrens' appeal and remove the garage from the inventory.

### 'Seidenecks slept here'

George and Catherine Seideneck — he a nationally acclaimed photographer and she a craftswoman and the sister of builder Hugh Comstock — contributed greatly to the Carmel arts scene in the first half of the 20th century. Members of the Arts and Crafts Club, they helped form the Carmel Art Association and were involved with the Forest Theater and the Golden Bough, but the Eighth Avenue home they occupied for three years has changed too much to warrant preservation, according to the HRB.

Ruth and Alan Scott appealed the historic designation of their home, which was built in 1923 but underwent alterations in 1930, 1942, 1949 and 1979, including removing the front porch and adding a second story.

"The Seidenecks left no mark whatever of architectural or artistic significance upon the subject property by which to recognize them," the Scotts wrote in their appeal. "One might put up a sign: 'Seidenecks slept here,' for indeed they did once live on the site — but nothing more and nothing less can be said or seen of their occupancy."

And according to Conroy's staff report, another building in town is associated with the couple and is better preserved.

Board member Paul Coss said the second story and the removal of the front porch destroyed the home's integrity, and Wendt said, "The house probably would be unrecognizable to the original owners if they could appear today."

While the threshold is lower for a building considered significant for its occupants rather than its architecture, the house has to retain its integrity, she observed.

Board members unanimously voted to accept the Scotts' appeal and remove their house from the inventory.

### Ubiquitous ranch houses

Joe and Susan Raphel's 57-year-old ranch-style home fronts on San Antonio and 13th avenues. Historian Sheila McElroy referred to it as an example of post-World-War-II design, but Conroy said that style lacks ties to the city's historic context statement, which the board uses to determine whether a building is significant.

The Raphels hired a state-certified historian, Meta Bunse, to review their home.

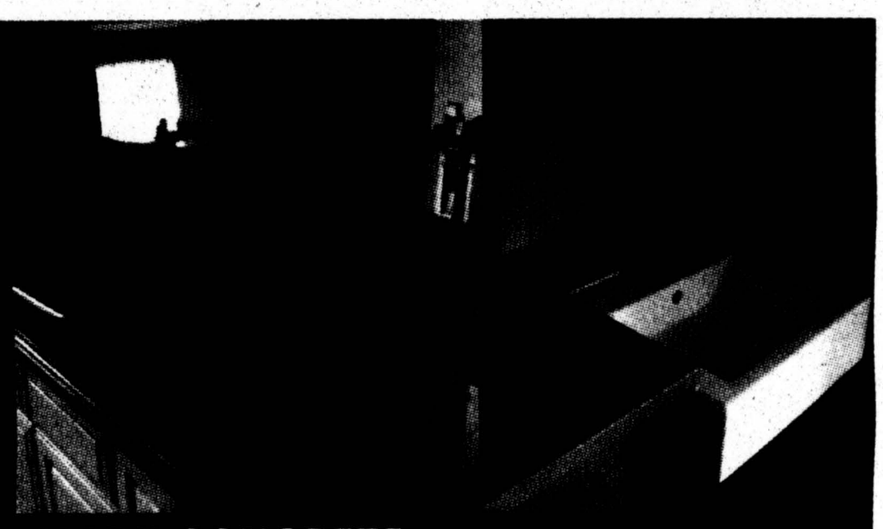
"By the time this residence was completed in 1948, ranch-style homes were fast becoming ubiquitous and were an extremely popular choice for mass-produced homes in subdivisions throughout the state and across the country," she wrote. According to Bunse, the house cannot be considered historic on a local, state or national level.

"Even in Carmel, ranch-style homes are not rare," Conroy wrote in his staff report.

Bunse also said the home is not even a good example of ranch-style design.

The Raphels bought their home around the time McElroy's report was completed, and Joe Raphel told the board city staff disagreed with McElroy's determination at the time. Based on staff's decision to override the historian's conclusion, the Raphels applied for and received permits to change the windows and doors, as well as complete some interior work. Principal planner Brian Roseth suspected the report should

*See* **APPEALS** *page 27A*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# OPINION

## Editorial

# More EIR follies

THE CITY Council of Carmel-by-the-Sea has made up its mind to sell Flanders Mansion, which is the right thing to do with this little-used city property. The sale will come with a strict stipulation: The buyer will have to use Flanders as a single-family home.

We believe any objective person could see that selling the mansion could not have any significant negative impacts on the natural environment. It's a house that's been there for more than 50 years, and all that time no species have been harmed any more than by any other house, as far as we know. And they won't be even after somebody starts living there.

Nevertheless, just to be on the safe side, the city spent $100,000 of the taxpayers' money on an EIR to determine whether the (obvious) lack of impacts on plants and animals was true. Which it was. The $100,000 was wasted and should never have been spent.

Meanwhile, across town, John Mandurrago says he spent $130,000 of his own money to analyze the impacts of tearing down an old bank building and replacing it with condos and stores. Again, any reasonable person could have seen at the outset that tearing down one small building and replacing it with a modestly larger one in the middle of a city could not have any significant effect on the environment. It was ridiculous for him to be forced to spend all that money.

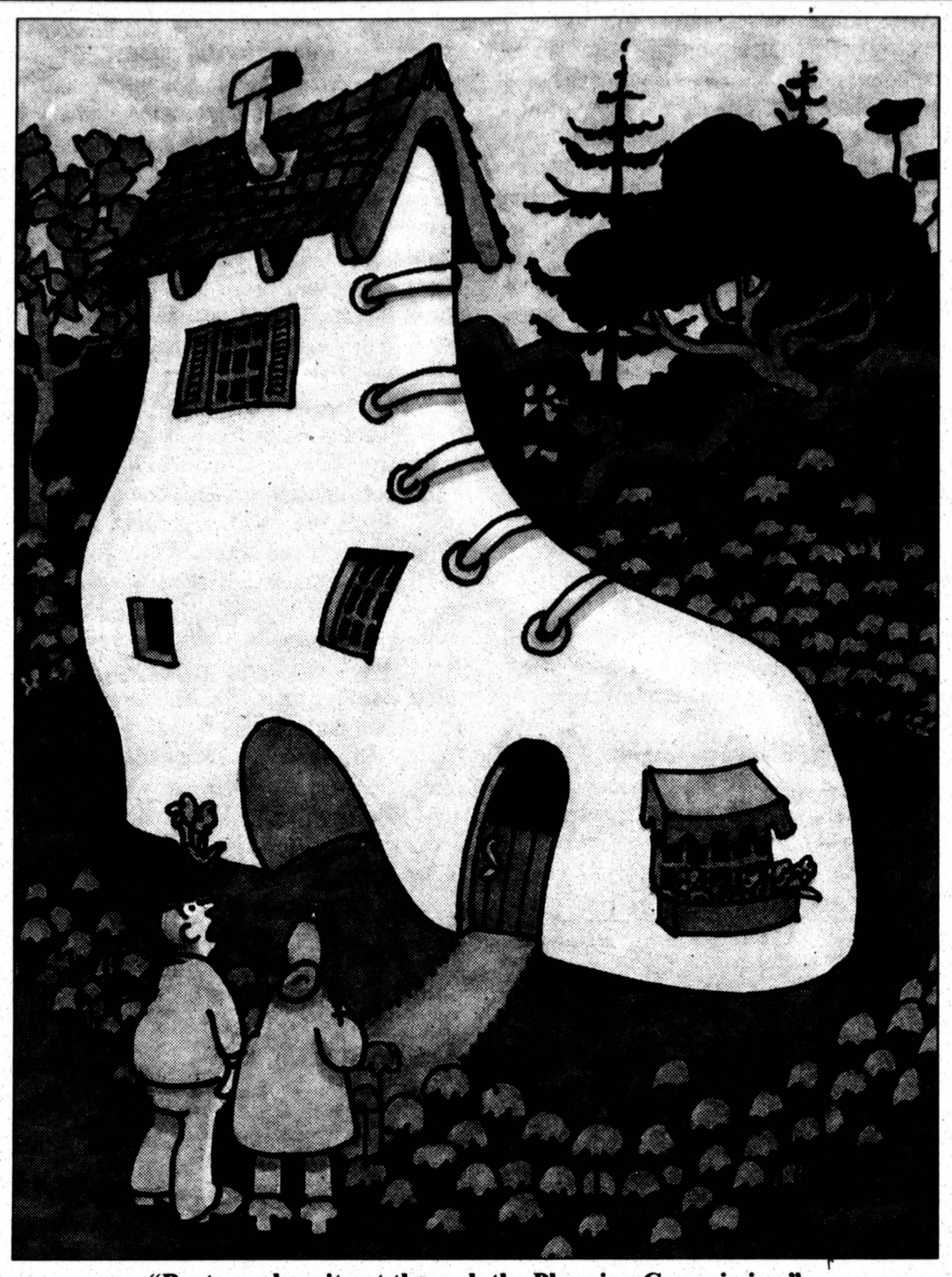
Now consider the incorporation of Carmel Valley. When the commission in charge of approving new local agencies took up the possible environmental impacts of creating the town, it somehow concluded there definitely would not be any.

But what about this: If the LandWatch general plan passes in June, the entirety of Carmel Valley will be off limits to new subdivisions. Later, if incorporation is approved by voters, the city will be subject to state affordable housing requirements, which will make a complete subdivision ban inside the city limits impossible, potentially impacting the Carmel Valley ecosystem in numerous ways. Wouldn't that be an appropriate subject for an EIR?

These incidents illustrate the desperate need for reform of the California Environmental Quality Act, which is interpreted in such grossly disparate ways as to make the law a joke. Small building projects (Mandurrago) and even simple municipal decisions (sell the mansion) with minimal or no impacts on the environment are subject to stringent EIR requirements, while much bigger decisions (incorporating Carmel Valley) are somehow miraculously let off the hook.

Does the Legislature care about the ridiculous ways CEQA is used?

## BATES



"Beats me how it got through the Planning Commission."

## Letters to the Editor

*The Pine Cone encourages submission of letters which address issues of public importance. The Pine Cone reserves the right to determine which letters are suitable for publication. Letters should not exceed 350 words, and must include the author's name, telephone number and street address. Please do not send us letters which have been submitted to other newspapers.*

### *Butch Voris Field*

**Dear Editor,**

I strongly support naming the Monterey Peninsula Airport, "Butch Voris Field."

We do not name memorials for the benefit of the dead, but for the living; for ourselves. Memorials reinforce our principles, underscore our beliefs and demonstrate our moral values. They speak volumes about us as a people. They are a commentary on our culture.

Infrequently, an individual such as Butch comes along. A man with the "elements so mixed in him" that this lost society should take note to admire them, celebrate them and try to emulate them. If we are to survive as a moral society, we must recognize our heroes. We must show the world an American like Butch Voris and say, "This is our best. This is who we are. This is an example of the excellence of character to which we all aspire."

**Dr. Jim Vawter,** *Monterey*

### *Christmas without Santa*

**Dear Editor,**

This year the hottest debate is whether to greet each other with "Merry Christmas" or "Happy Holidays." The Old English word for "holiday" is "haligdaeg" or "holy day." So if you embrace Christian ideas or secular traditions you can still wish for happy days. Mary Baker Eddy, the world-reknowned spiritual leader, gives us another debate. She writes, "The children should not be taught to believe that Santa Claus has aught to do with this pastime. A deceit or falsehood is never wise. Too much cannot be done toward guarding and guiding well the germinating and inclining thought of childhood. To mould aright the first impressions of innocents, aids in perpetuating purity and in unfolding the immortal model, man is His image and likeness." Maybe some of us, too, would like to have a Christmas without Santa Claus. The jokester says, "Santa Claus comes down the hole in the chimney and leaves a hole in my wallet." We all can seek a special "haligdaeg" for ourselves, by entering into our sanctuary of serenity, stillness. Then we can

*See* **LETTERS** *next page*

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# LETTER

*From previous page*

send our gifts to humanity of prayers for "peace on earth, good will to men."

**Dr. Alice Jean Small,** *Monterey*

## *White's invite*

**Dear Editor,**

The Salvation Army has been active on the Monterey Peninsula for 110 years. As a board member, I know how and where contributions are put to effective use in our community, and I would like to offer some raves:

- To the table hosts and participants at the Red Kettle Kick Off Lunch, and to the Pebble Beach Company for its sponsorship.
- To Dina Ruiz Eastwood and Dan Green, who gave their time to emcee the program at the lunch.
- To the Monterey County Herald, for its years of sponsorship of Operation Christmas Cheer.
- To the Shake family, for its contributions to those in need.
- To KSBW, for its efforts to Share the Holidays broadcasts. (Joseph, you look better without the mustache!).
- To all volunteer Bell Ringers.
- To all the businesses which help the Clothe the Children program.
- To everyone in the community who donates money, food, clothes, toys and time.

I will be ringing the bell with the Red Kettle at the Carmel Post Office from 10 a.m. to noon on Christmas Eve. Drop by and receive a gold thank you.

**Ken White,** *Carmel*

# APPEALS

*From page 25A*

have been purged from the city's records but wasn't.

The board voted 3-1, with Paul Coss dissenting, to remove the Raphels' house from the inventory.

**Is it or isn't it?**

But members split 2-2 in determining whether the Carmelo Street home of James and Gail Finnegan should remain on the list. According to Seavey, the 82-year-old house is "an excellent intact example of the early Craftsman style residential housing found in Carmel in the teens and early '20s."

But the Finnegans condemned the designation as arbitrary and damaging, particularly since two similarly styled homes nearby escaped the inventory, and one of them sold based on its being "not historic." They contend their house is not historic because the original builder and architect are unknown, it has been modified, and Seavey's report contains errors.

In his staff report, Conroy said the city's inventory contains 63 Craftsman-style buildings, 33 of which date to the same period as the Finnegans' home.

"The board should discuss if this resource is, in fact, an excellent example of early Craftsman-style design in Carmel that should be maintained," he wrote. Exterior changes to the light fixtures, fencing, chimney, roof, gutters and down spouts did not compromise the building's integrity.

Conroy recommended denying the appeal but said Seavey's report erroneously connects the home with a garden on an adjacent lot owned by somebody else. He said that reference should be deleted.

"I don't think your expert did a good job," Finnegan said. "I won't get into the issue of taking without compensation, but I think it borders on that."

Board member Erling Lagerholm agreed with Finnegan the city should know the architect or builder of a home in order to declare it historic, but Roseth said the law allows buildings to be designated based on their architectural style alone, provided they are good examples.

Wendt said the home's U-shape was once popular, but "not many have survived," so it should be saved. Erik Dyar agreed and made the motion to deny the Finnegans' appeal, but Coss and Lagerholm voted against it. Without a fifth board member to break the tie, the hearing was put off until the HRB's meeting in February.

# Student seeks venue for Flanders mini film

A CSUMB student who made a 15-minute documentary on the Flanders Mansion debate — which is now occurring in court — hopes to show his masterpiece in town. "It began as a project in a documentary class, and then we just got so interested in it that we went above and beyond what was required," said Cory Bruce, who directed, shot, edited and performed the music for the film.

Bruce first encountered Flanders while hiking with his fiancée in September. Intrigued, he learned of the city's desire to sell the historic mansion and the Flanders Foundation's efforts to keep it.

"I fell in love with it as soon as I saw it," he said. Thinking his film would argue against the sale, Bruce said the more research he did, the less opinionated he became. "There are points to sell it and points to save it."

He hopes others will see his film and asked anyone with suggestions or a venue to call (559) 381-6033.

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THE CROSSROADS

Call to Artists
MY CALIFORNIA: VIEWS FROM THE GOLDEN STATE
DEADLINE FOR ENTRIES: January 6, 2006
EXHIBITION DATES:
March 11 through May 28, 2006
Juror: Dr. Emily J. Sano,
Executive Director, Asian Art Museum of San Francisco
The National Steinbeck Center invites two-dimensional artists to submit work for possible inclusion in their third juried exhibition, titled My California: Views from the Golden State. Visual artists are encouraged to depict their cultural heritage as they interpret their own California experience.
AWARDS
$2,000 Grand Prize
$1,000 Second Prize
$500 Third Prize
$100 Award of Distinction
Award of Distinction
TO ENTER
Download entry form at www.steinbeck.org, and include with slide(s) to arrive by January 6, 2006.
Major funding for this exhibition has been provided by the James Irvine Foundation.
Co-sponsored by the California Assembly of Local Arts Agencies and 53 arts councils and commissions statewide, The Harden Foundation, and the David and Lucile Packard Foundation.
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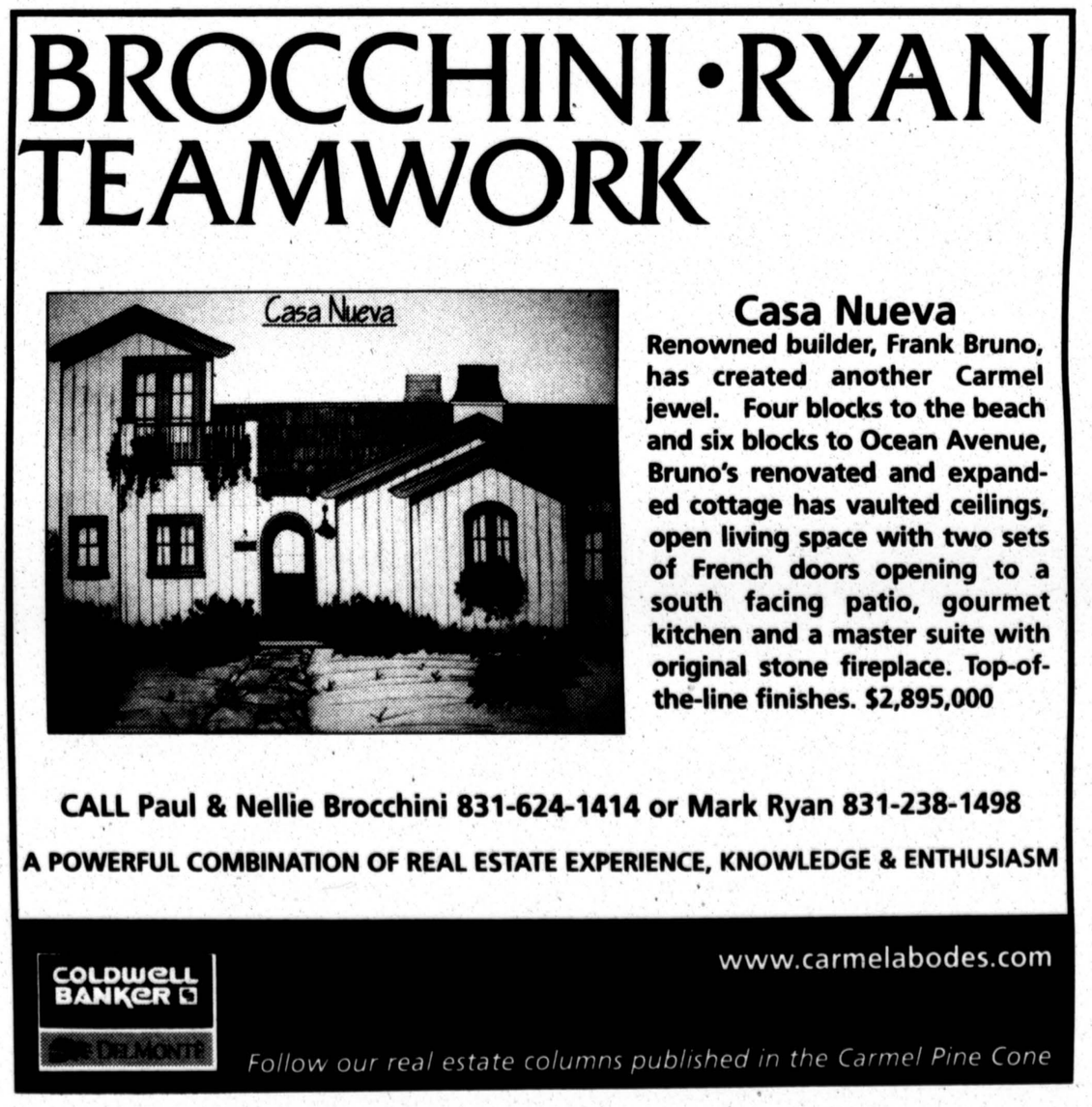
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Casa Nueva
Casa Nueva
Renowned builder, Frank Bruno, has created another Carmel jewel. Four blocks to the beach and six blocks to Ocean Avenue, Bruno's renovated and expanded cottage has vaulted ceilings, open living space with two sets of French doors opening to a south facing patio, gourmet kitchen and a master suite with original stone fireplace. Top-of-the-line finishes. $2,895,000
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The Carmel Pine Cone

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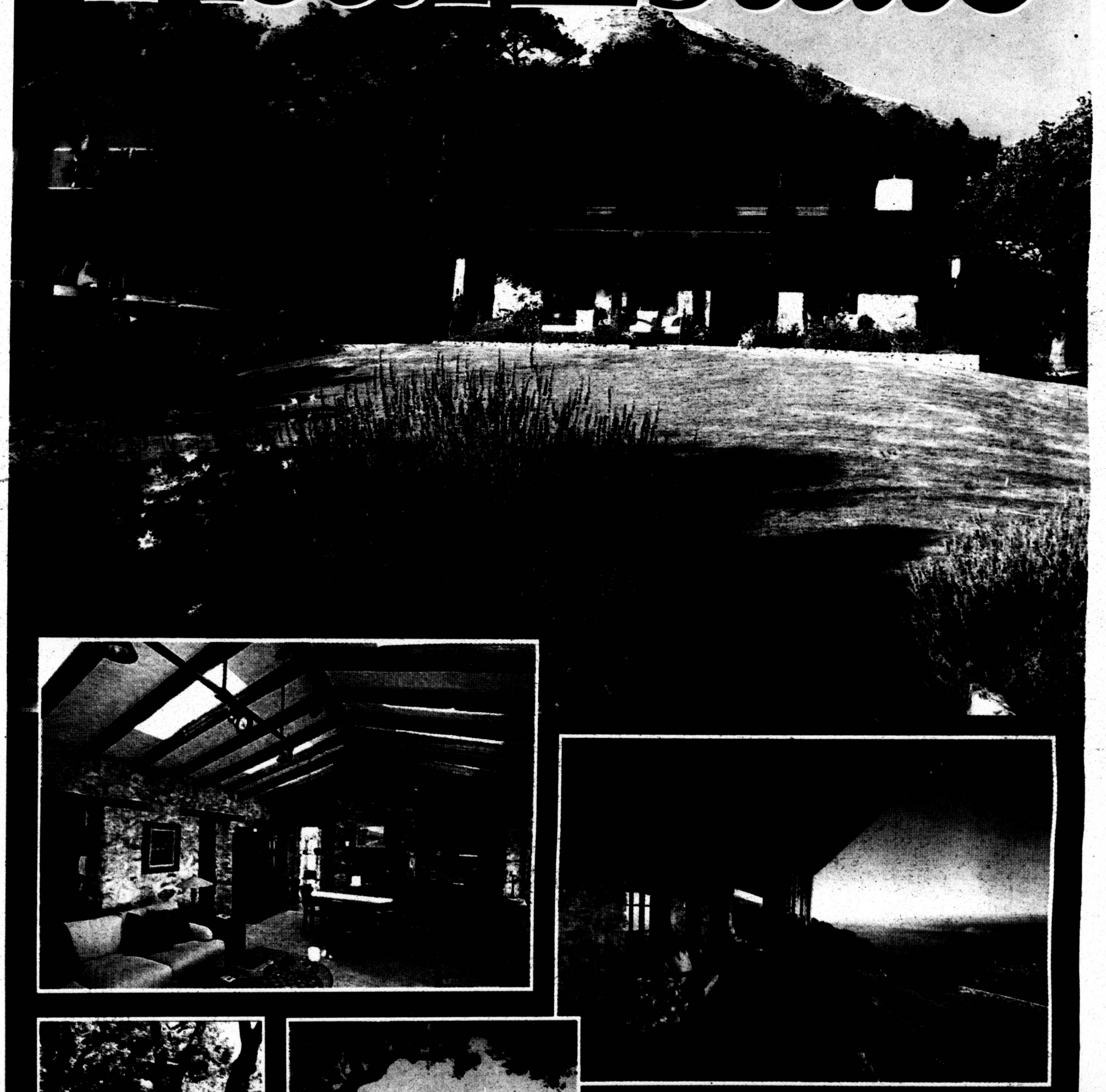
# Real Estate



JOHN SAAR
PROPERTIES

■ This week's cover property located in Big Sur is presented by John Saar of John Saar Properties (see page 2RE)

## About the Cover

### BIG SUR STONE HOUSE

***Open by Appointment Dec. 28-30***

The historic Stonehouse near Post Ranch and Ventana, originally built in the 1920s, has been renewed with exquisite craftsmanship and the finest quality materials. This 23.5 acre "Shangri-La" provides complete privacy and self-sufficiency. The original homestead is linked by a stone terrace and wisteria-covered arbor to the recently built "treehouse". A place of unparalleled beauty and comfort with a solitude, privacy, and sense of security that must be seen and experienced to be fully appreciated. Owning the Stonehouse is living with a work of art. This is unequivocally the best buy I've seen in Big Sur... *let's talk.*

Offered at ~ $3,500,000

JOHN SAAR

**JOHN SAAR**
**(831) 622-7227**
***johnsaarproperties.com***

# Home sales the week of November 20-26

### Carmel

**24692 Dolores Street — $1,100,000**
Douglas Melville to Berj & Dorene Moosekian
APN: 009-101-023

### Carmel Valley

**76 E. Carmel Valley Road — $600,000**
Denise St. Angelo-Stiles and John & Jana Bradford to Fred & Janet Lyon
APN: 197-101-014

**Rancho San Carlos, lot 102 — $1,000,000**
James & Ann Blum to Ranch San Carlos Partnership LP
APN: 239-091-027

1004 Ripple Avenue, Pacific Grove – $1,500,000

**Rancho San Carlos, lot F-1 — $1,000,000**
Rancho San Carlos Partnership LP to James & Ann Blum
APN: 239-151-001

*See* **REAL ESTATE SALES** *page 6RE*

## Pat Parrish & Wendy Ambrosia

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*present*
**Al Smith's**
***"Carmel Legends"***

One of the problems afflicting the Carmel Post Office at this time of year is the presence in our community of one MR. S. CLAUS. Actually his name is SIMON, but many people (including some children) insist on misreading that. And therefore Mr. Claus gets scads of mail at this time of year, further clogging up the holiday laden traffic. The truth is, he occupies a substantial igloo at the Far North of Carmel, near the Father Serra statue. He employs a number of elves who work diligently throughout the season, mostly answering the mail and creating sugar plums. (They are licensed by Harry & David as exclusive manufacturers of these delicacies). Mr. Claus explains that he was drawn to Carmel some years ago by the temperature of the ocean water which, he says, is roughly equivalent to the offshore tides at Point Barrow, his former home. "I decided to retire," he says, "after a few lifetimes of making and delivering toys to good little girls and boys around the world. And I chose Carmel." Well, that makes sense to us. We have always believed in SANTA CLAUS, and his decision confirms our faith. "I intend to stay here," he adds, "though I would appreciate it if you don't noise this about."

***Written in 1987 & 1988, and previously published in The Pine Cone***

**Tim Allen & Greg Linder**

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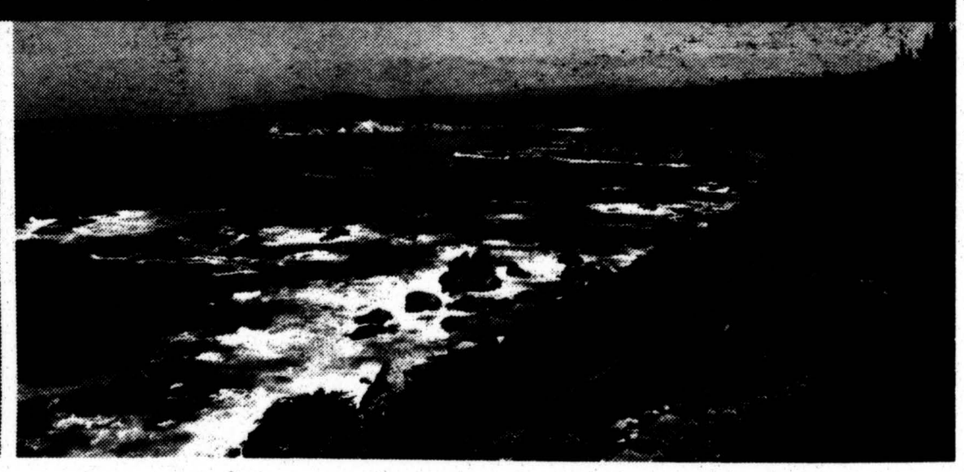
### SIMPLY THE BEST VIEW PROPERTY ON THE CALIFORNIA COAST



This stunning residence commands the ultimate site atop a gated, 12 acre knoll offering total privacy and stupendous views. With one turn of the head, you watch the central coast go by; from Santa Cruz to Pebble Beach from Point Lobos across the Carmel Highlands down to Otter Cove and finally you settle your gaze on Point Sur. This craftsman style 3 bedroom home has dramatic views from most rooms; the master suite with walls of glass, a grand living room and dining room with soaring ceilings and a gourmet kitchen. $15,900,000.

### WHAT CARMEL IS ALL ABOUT

Of all the homes in all the world there are only thirteen that actually touch the pristine sands of Carmel Beach. Of these, in a tiny gated enclave, there are only three set as precious jewels above the Pacific with a carpet of white sand and dunes gently inviting the eye to simply stare at the magnificence of it all. One of these three fabled homes has become available for purchase. Offering over 2300 square feet of living space with 3 bedrooms, 2.5 baths, skylights and a gourmet kitchen, the residence is, in every sense of the word, unique. Is there anything comparable to this home? In a word, no, for this is truly What Carmel Is All About... $9,500,000

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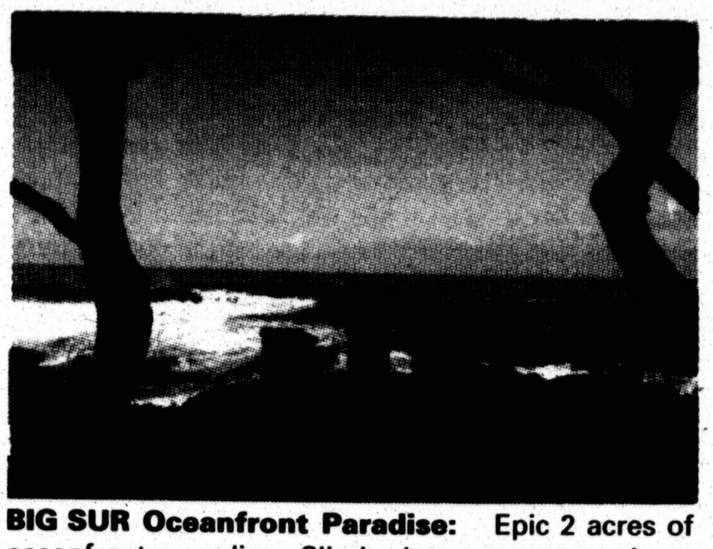


**BIG SUR Oceanfront Paradise:** Epic 2 acres of oceanfront paradise. Climb down to your private shoreline from your 3BR/2.5BA home. Pergo & marble floors. 2-car attached garage. $8,995,000. 831.624.0136

**CARMEL Darling Cottage:** 3BR/2.5BA home is on a quiet cul-de-sac south of Ocean. It boasts an office or sitting room downstairs along with an extra half-bath. Lovely deck with forested views. $1,495,000. 831.624.0136

**CARMEL HIGHLANDS Big, Bold & Beautiful:** A modern masterpiece 4BR/4.5BA, 6,400 sq. ft home. Spectacular coastal setting, breathtaking ocean, and whitewater views of Highlands Beach Cove & Spindrift Point. $5,895,000. 831.624.6482

**SEASIDE Sea View Remodel:** Turnkey, peek of the bay, 3BR/1.5BA home. 3 year new roof. New paint inside and outside. New appliances, new bathroom tiles fixtures, landscaping & fencing. $709,000. 831.646.2120

**CARMEL VALLEY Privacy & Solitude:** Remodeled 3BR/2.5BA home with separate guest quarters. Features an open gourmet kitchen, dining and living area. A spacious master suite upstairs w/spectacular outdoor view. $1,499,000. 831.659.2267

**PEBBLE BEACH A Touch of Tahoe:** 2BR/2BA home features high-beamed ceilings, large picture windows, and large fireplace. Set on a great corner lot, on a street of multi-million dollar homes. $2,547,000. 831.624.6482

**CARMEL VALLEY Private Views:** 3BR/2.5BA home offers a gated lot overlooking the Village and the mountains. Upgrade includes a Wolf range, double paned windows, exterior paint, interior paint, carpet and roof. $1,249,000. 831.659.2267

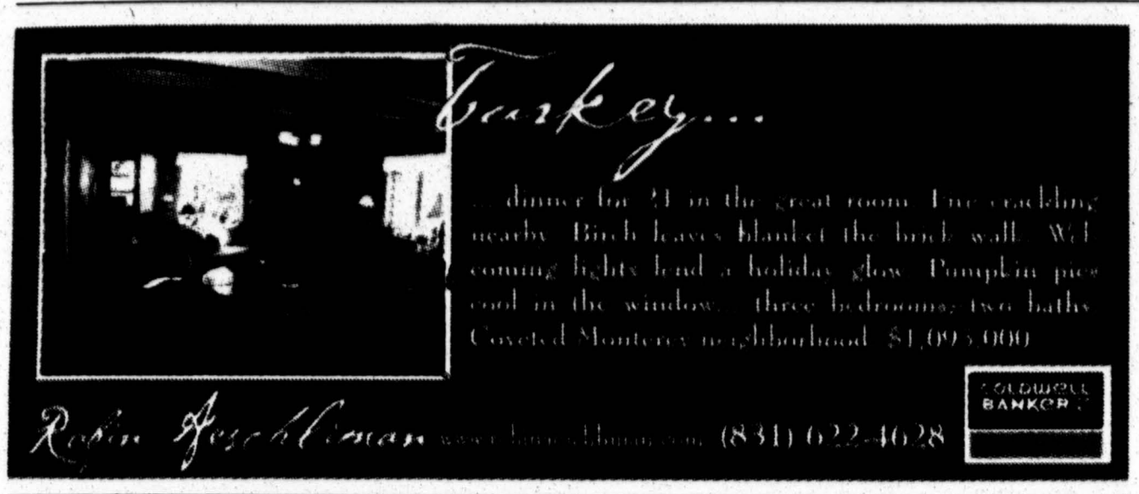
**PACIFIC GROVE Charm & Location:** 2BR/1BA home, located on a corner lot, easy walk to downtown and ocean. New paint & carpets. Separate detached room gives new owner endless options. $819,000. 831.646.2120

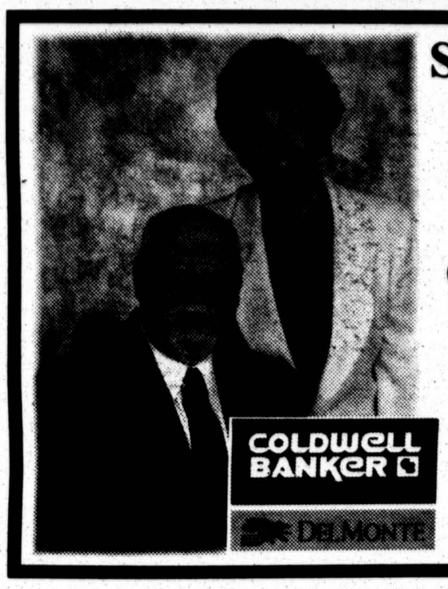
**CARMEL VALLEY Riverfront Estate:** Classic Monterey Colonial 4BR/2.5BA on 4 acres of private horse property. Remodeled throughout. Private well with sparkling plentiful water. These 2 APN's are priced to sell. $2,195,000. 831.659.2267

**PEBBLE BEACH Glamour & Golf:** Modern Mediterranean 3BR/3.5BA, 2nd fairway of MPCC's Dunes course. 20' ceilings, walls of glass & imported marble floors. 2 guest suites & a 2-car garage. $2,749,000. 831.624.0136

**PACIFIC GROVE Ideally Located:** Sunny & warm 3BR/2BA cottage within walking distance of the beach, town & 2 parks. Inviting living room, spacious kitchen & a private garden area with a family fruit orchard. $839,000. 831.646.2120

**CARMEL Mission Fields:** Delightful, spacious & centrally located 4BR/3BA home. Guest studio with separate entrance over 2 car garage. Home has been nicely remodeled. Close to Carmel Mission & River Schools. $1,150,000. 831.624.6482

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# POLICE LOG

*From page 4A*

Mountain View. Upon arrival at 1715 hours, found an accidental activation from cooking smoke. Owner had reset the system.

**Carmel area:** Deputies received a message from Monterey P.D. requesting deputies do a welfare check on a possible suicidal female subject at a residence.

**MONDAY, DECEMBER 12**

**Carmel-by-the-Sea:** Ten citations issued to drivers who violated the California Vehicle Code on Junipero Street, Carpenter Street and Highway 1.

**Carmel-by-the-Sea:** Subject reported losing his GPS navigation system on Sunday, Dec. 11, in the city.

**Carmel-by-the-Sea:** A vehicle was stopped on Highway 1 for a traffic violation and subsequently towed for the driver being unlicensed.

**Carmel-by-the-Sea:** At 0641 hours, fire engine and ambulance were dispatched to a medical emergency at an inn on San Carlos Street. Upon arrival at 0645 hours, crews found an older female complaining of abdominal pain. Patient evaluated, loaded and transported to CHOMP by ambulance.

**Carmel-by-the-Sea:** Fire engine and ambulance responded to a request for assistance, no medical, at a residence on Forest. Both units at scene. Crews assisted the resident from the floor to his dining chair. He stated he was not injured and only needed assistance back into his chair.

**Carmel Valley:** A 53-year-old male East Carmel Valley Road resident reported that between the dates of Nov. 15 and Nov. 25, an unknown subject(s) took various tools from a storage shed. The items taken were valued at about $2,317.94. Case continues pending investigation.

**Carmel Valley:** A 41-year-old female Esquiline Road resident reported her 16-year-old daughter snuck out of their residence. She was later found in Marina in the company of a 22-year-old male. Juvenile was returned to her parents and charges are pending against the adult male.

**Carmel Valley:** Four suspects made, issued or put into circulation unauthorized money.

**TUESDAY, DECEMBER 13**

**Carmel-by-the-Sea:** Citations issued to

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drivers for California Vehicle Code violations on Highway 1 (one citation) and San Carlos Street (10 citations).

**Carmel-by-the-Sea:** Male subject reported losing his wedding ring near a Seventh Avenue location this past weekend. Report for documentation in case the ring is found.

**Carmel-by-the-Sea:** Anonymous reporting party found a cellphone in the roadway on Carpenter Street. Owner was subsequently located within 10 minutes and picked up his phone.

**Carmel-by-the-Sea:** A citizen reported a small, brown dog loose and at her residence on Carmelo Street. Another citizen provided

*See* **POLICE LOG** *page 7RE*

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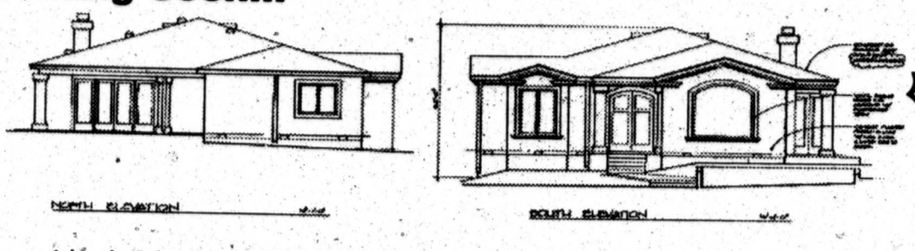


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Tehama, guided by the vision of Clint Eastwood, has been designed with a reverence for the land and its natural beauty. The development has been honored with the prestigious Golden Bear Award for its preservation of the environment.

*Represented by Noseworthy & Weathers of Keller Williams Realty-Carmel.*

**For More Information, Please Contact:**
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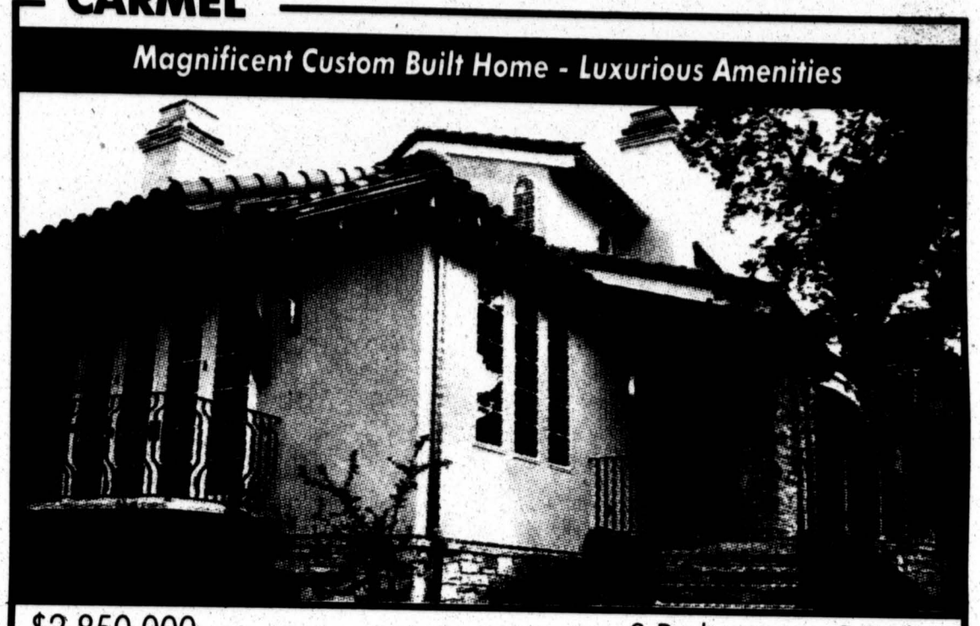

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# REAL ESTATE SALES

*From page 2RE*

**Greenfield**

**36750 Ashley Avenue — $1,164,500**
Nino Homes at Arroyo Seco to Corey & Melvia Kuchta
APN: 419-481-013

**Highway 68**

**27324 Bavella Way — $849,000**
Mark & Arlene Chapman to Jeffrey Smith & Lynna Hilts
APN: 139-423-007

**6000 Sherry Lee Lane — $1,112,000**
John & Patricia Green to Oscar Rico
APN: 129-113-030

**Lower Ragsdale Drive — $4,226,500**
Ryan Ranch PIP LP to Wilson Street Enterprises LLC
APN: 259-031-057/058

*See* **REAL ESTATE SALES** *page 8RE*


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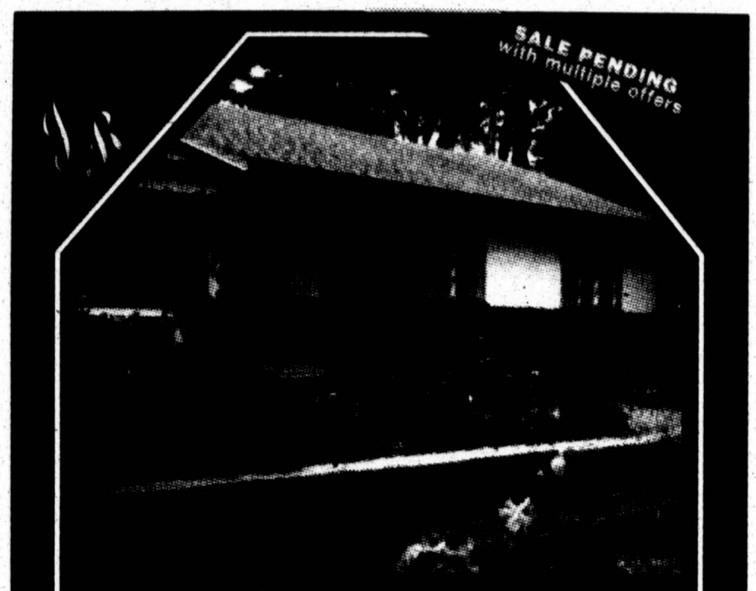


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First time on the market in more than 20 years this single story residence set behind a private gate on 1 2 Acre+/ with circular driveway and a 2 car garage offers you a chance to explore the possibilities and make your dreams come true. The light filled home consists of three bedrooms 2 baths wood burning fireplace built in bookcases and window seat in Living Room with views of the Park like landscaping and mountain ranges. Great neighborhood schools and close to downtown Carmel By The Sea. Offered at $995,000

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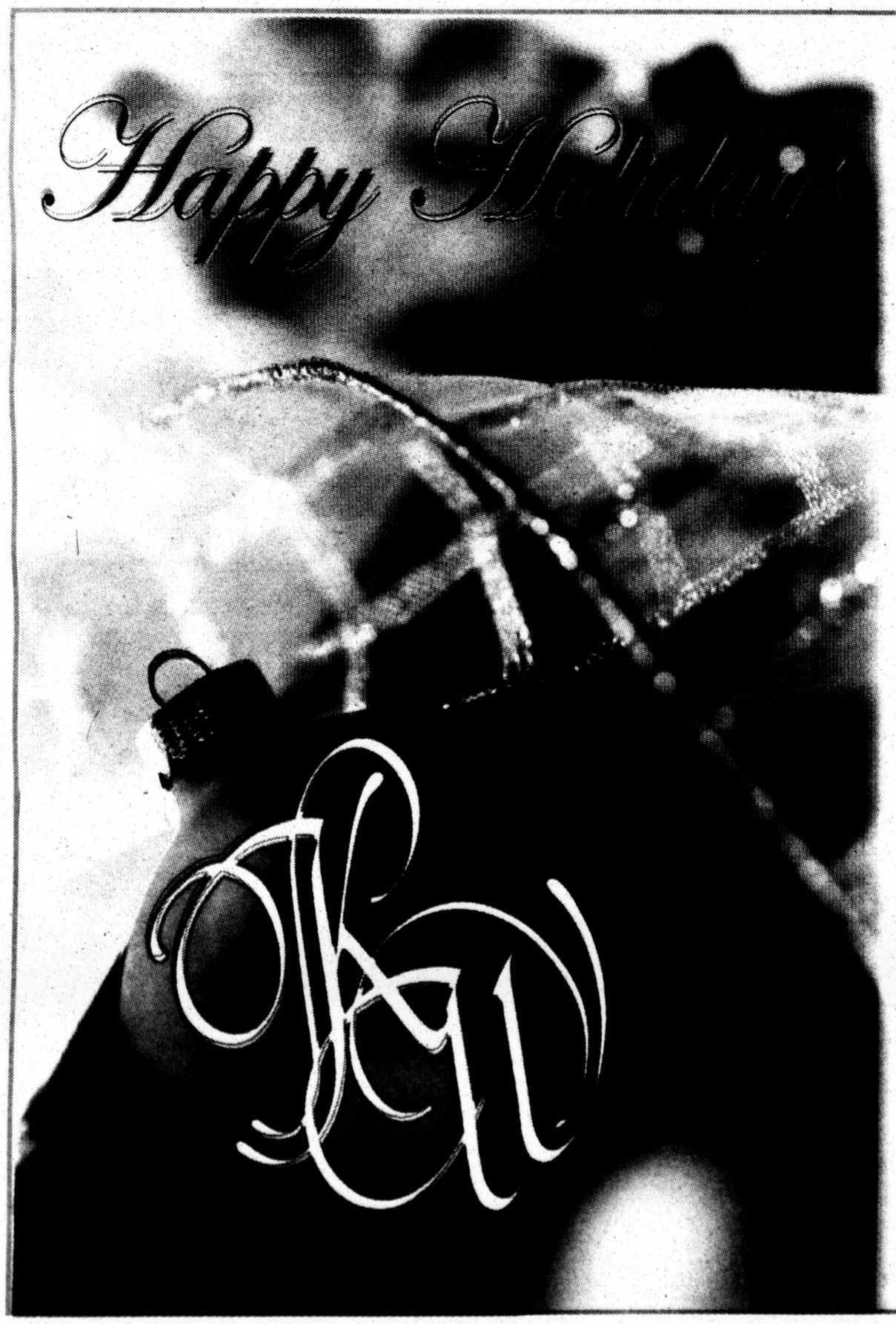


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**All of us at Keller Williams Realty Carmel join in saying Thank You and wish you all a happy and safe holiday season.**

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Tobi Adams
Carlos Agudelo
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Susan Augustitus
Dyan Bahu
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Dennis Barwick
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Dale Gieg
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# POLICE LOG

*From page 5RE*

the officer with information on where the dog may live. The area was checked, and the owner of the dog was located. A warning was given.

**Carmel-by-the-Sea:** Police corporal observed a dog loose in the area of Carmelo Street. Animal control officer located and made contact with the owner of the dog. The dog escaped from a vehicle while the owner was visiting. The dog owner was warned.

**Carmel-by-the-Sea:** Report taken for a fall on city property on Lincoln Street.

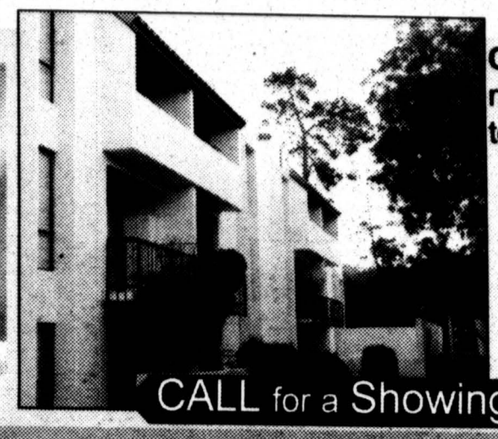
**Carmel-by-the-Sea:** Fire engine and ambulance responded to a medical emergency on Sixth Avenue. At scene, firefighters assisted ambulance crew with vital signs, oxygen administration and lodging of a middle-aged female. Ambulance transported the patient to CHOMP.

**Carmel area:** A 58-year-old female resident reported that on Nov. 13, an unknown person(s) took the contents of a purse, then used the stolen credit cards and bank checks to make purchases in Carmel, Marina and Seaside. Case continues.

**WEDNESDAY, DECEMBER 14**

**Carmel-by-the-Sea:** Reporting party called 911 to report he awoke on the ground on in his San Carlos Street residence at 1155 hours and did not know how he got there. The RP was found seated on his couch with a severe head injury. Additionally, the residence appeared to be full of natural gas. Based on the severity of his injuries and the danger of the gas, he was assisted out of his residence. The RP advised he was able to turn off the stove where he said the gas was coming from. The RP, who smelled of alcohol, stated that he smelled gas last night and passed out, striking his head. After hitting his head, he went to sleep for the night. This morning, he awoke and called 911. Based on the severity of the subject's injuries, the detective was dispatched to the residence, where it appeared that the RP passed out a couple of times due to the gas and his intoxication. Fire engine and ambulance also responded to the scene. Ambulance crew took over patient care while firefighters assessed the gas in the residence. The residence was cleared of gas after securing the

*See* **POLICE LOG** *page 9RE*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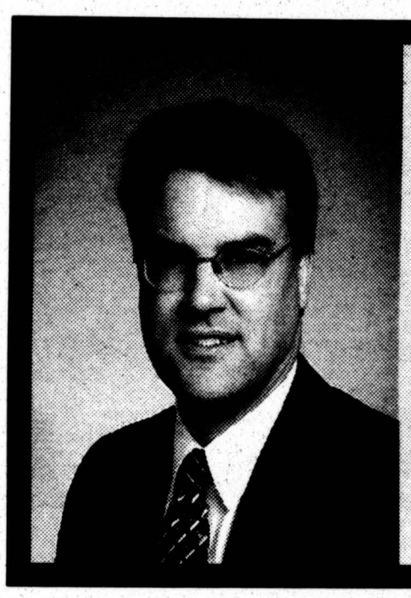
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MERRY CHRISTMAS

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**BACK ON THE MARKET - HATTON FIELDS.** Situated on a large lot near Mission Trail Park and the hiking trails that run throughout, this Hatton Fields residence is a short jaunt to town, the beach, and the mouth of Carmel Valley. There are 3 bedrooms, 2 bathrooms, and wooden floors. An excellent opportunity to fix up or expand. Enjoy canyon views and the serenity that the Hatton Fields area offers. **$1,400,000.**

**CARMEL VALLEY VILLAGE.** Three bedroom, two bath home with a 2-car garage. This is a good, strong house on a wonderful, level half acre parcel with lots of privacy. Easy access to Carmel River and Garland Park. Close to Village restaurants and shops. **$895,000.**

**PACIFIC GROVE.** Cute three bedroom, two bath, craftsman style home located in Pacific Grove. Newly landscaped. A must see! **$850,000.**

**NEW MONTEREY.** Get ready to fall in love with this delightful 2 bedroom, 2 bath cottage with peeks of the ocean in a convenient New Monterey location. There is a separate office, a large family-bonus room, a separate playhouse/workshop and 3 decks. The home features wainscotting, granite counters, upgraded appointments, wood and tile floors and charming, colorful gardens. **$785,000.**

**BUSINESS OPPORTUNITY.** Carmel-by-the-Sea retail business opportunity. Terrific Ocean Avenue retail location. Charming, free-standing cottage with 700 sq. ft. of retail space plus a full basement. Good lease terms. **$65,000**

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COLDWELL BANKER
DEL MONTE


# REAL ESTATE SALES

*From page 6RE*

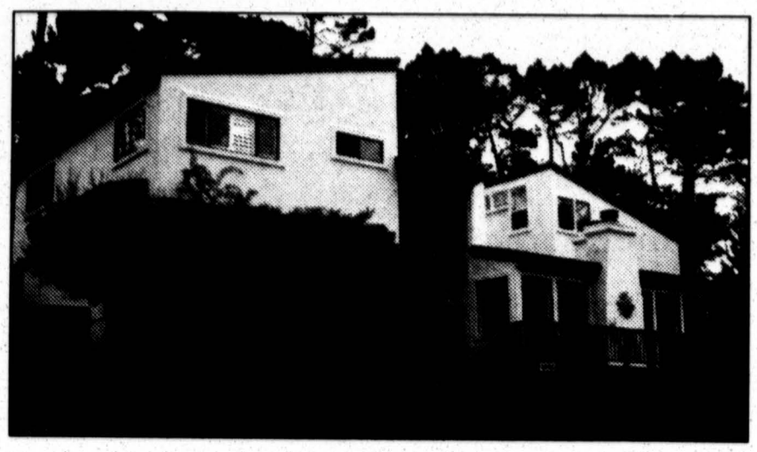
## King City

**44250 Via Canada — $975,000**
Ian & Amy Parkinson to Daniel Gonzalez
APN: 420-311-003

## Monterey

**68 Tanglewood Lane — $650,000**
Jeffrey & Sylvia Ferber to Reshma & Satish Sharma
APN: 014-141-068

**799 Lyndon Street — $800,000**
Theodore & Jennifer Wasson, Steven & Ursula Avila, Michael & Patty Avila and Chritopher & Cynthia Sveum to Judith Iverson
APN: 001-185-017



3067 Forest Way, Pebble Beach – $1,825,000

**704 Taylor Street — $999,000**
Elaine Zack to Giovanni & Maria Favaloro
APN: 001-189-016

**833 Cass Street — $1,050,000**
Michael Smith, Pamela Breslin and James & Anne Farrow to Dorothy Parker
APN: 001-681-053

**612 Belavida Road — $2,820,000**
Stephan & Barbara Spiva to Bruce Elworthy & Anne Marshall
APN: 173-075-029

## Pacific Grove

**1201 Buena Vista Avenue — $685,000**
Paul & Michelle Hazdovac to Suzanne Lewis
APN: 007-591-032

**363 Hillcrest Avenue — $812,000**
Stephen & Kathleen Rosson to Keith & Judy Constantine
APN: 006-692-011

*See* **REAL ESTATE SALES** *page 12RE*


WWW.HOMESOFPEBBLEBEACH.COM

*"Fairview"*
PEBBLE BEACH

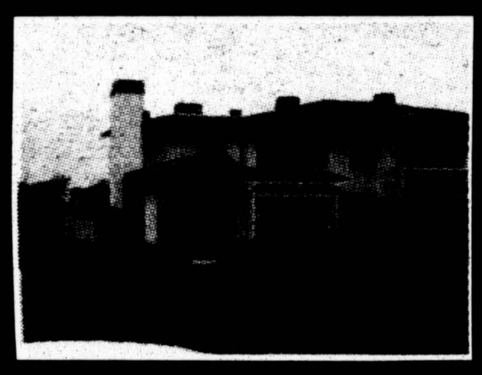
"Fairview" a magnificent Southern Colonial Mansion located in the heart of the Pebble Beach Estate area is a step back in time of style and grace as well as a present-time opportunity for size and space.

Offered at $5,250,000

*"La Solana"*
PEBBLE BEACH

A masterful architectural combination of interior & exterior living spaces, natural light & shade, landscape & grounds. Centered around an interior courtyard with an outdoor fireplace, this modern Spanish Mission style home has spacious and sun-lit living areas inside and private and sheltered courtyards and garden areas outside. Offering 4000 sq. ft. of living space with 3 suites, a great living room and gourmet kitchen.

Offered at $3,350,000



*Spanish Bay Residence*
PEBBLE BEACH

Simply remarkable in style and design, this 3 BD, 3.5 BA, 3,200 sq ft Spanish Bay corner Residence has a ground floor master, two rooms with blue ocean views and a courtyard larger than most.

Offered at $3,500,000

*Classic Mediterranean*
PEBBLE BEACH

This Classic 3 BD/3 BA, 2500 sq ft Mediterranean offers amazing grounds with ocean and Pt. Lobos views, a great gathering room, formal & informal dining areas, & media room overlooking 17 Mile Drive.

Offered at $5,495,000

WWW.HOMESOFCARMEL.COM

*"Casa di Campagna"*
CARMEL

This 1920's classic estate is one of the finest homes in Carmel. With 5,100 sq. ft., this 4 BD, 4.5 BA property has been brilliantly updated using the finest materials from around the world. The main house features a grand living room with cathedral ceiling and Carmel stone fireplace. A separate guest quarters complete this truly special home for the discriminating owner.

Offered at $4,950,000

*Cape Cod Style*
SOUTH COAST VIEWS

With all the charm, comfort and feel of a East Coast beach house, this wonderful Cape Cod style home will bring you the sights, sounds and smells of a Carmel Highlands getaway. Located in a quiet level area of coastline on Yankee Point, this warm inviting home offers 4 bedrooms, 3 baths, cozy and light living spaces inside and picturesque private garden spaces outside.

Offered at $1,850,000

*Steps to the Beach*
OCEAN VIEWS
OPEN SAT & SUN 2-4
3 SE SAN ANTONIO & 7TH

Two blocks to the Ocean and four to town, this classic 3 bedroom, 3 bath Beach Home has been remodeled and restored with modern day luxury and convenience. Finished with stone counters, stone and hardwood floors and a charming deck with ocean views offers comfort, relaxation and a piece of mind.

Offered at
$2,995,000

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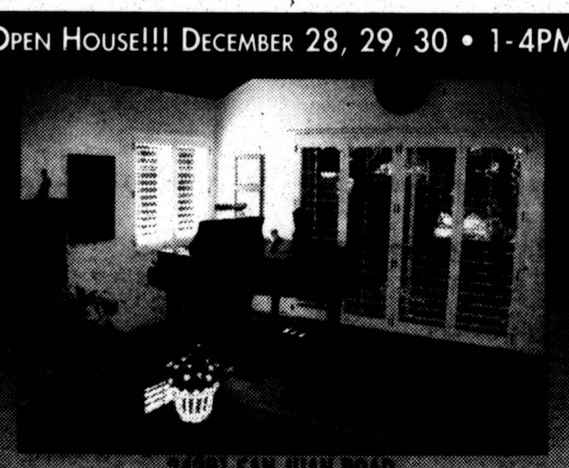

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Wonderful Carmel Woods home! Upgraded floors, windows and many other top-of-the-line features. Peek-a-boo view of the ocean. Very private. Two bedroom, two bath, two car garage. Large lot! See description and pictures at:
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*Carmel-by-the-Sea*

**M.J. Murphy Craftsman!**

***"Home for the Holidays"***

*Santa Rita 2 SE of 3rd*

**The warm glow of two fireplaces welcomes you to this charming 2,240 sq. ft., 3-bedroom, 2-bath bungalow. In a quiet area, yet a short stroll to town. Impeccably maintained & updated, light & bright, huge family room with Saltillo tile, & lush gardens.**

**$1,595,000**

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COLDWELL BANKER

# POLICE LOG

*From page 7RE*

gas meter. The scene seemed to be suspicious, and CPD managed it as a crime scene. Ambulance transported patient with head injury to CHOMP.

**Carmel-by-the-Sea:** Two citations issued to drivers for vehicle code violations on Junipero Street and Rio Road.

**Carmel-by-the-Sea:** Driver stopped for speeding on Rio Road and found to be unlicensed. The male suspect, age 28, was cited and released, and his vehicle was towed.

**Carmel-by-the-Sea:** Female reported she received an unwanted text message. Her cellphone captured the phone number of the culprit. Officer called the number back and got an answering machine with a name of a real estate agent in the area. She stated she knew the subject and requested police do nothing until she can speak with the detective. The text message was received while she was having dinner at the Rio Grill in the Crossroads. Information only.

**Carmel-by-the-Sea:** Fire engine and ambulance responded to a medical emergency on Lincoln Street. On scene, firefight-

*See* **POLICE LOG** *page 13RE*


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DEL MONTE

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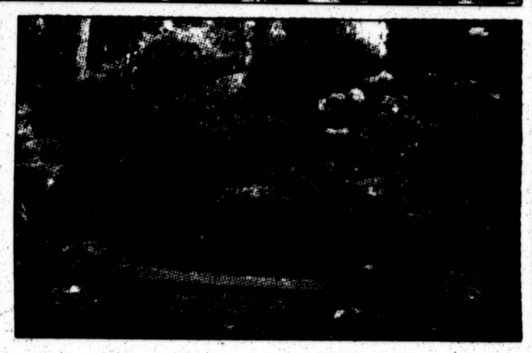

This lovely remodeled home is located adjacent to the one acre estates of Pebble Beach. Granite counter tops, Bosch appliances, wood floors, new carpet, marble and Italian porcelain tile baths, double pane windows and doors enhance this lovely home.

$1,750,000

Nancy D. McCullough
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www.Pebble-Beach-Real-Estate.com
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COLDWELL BANKER

www.carmelpinecone.com

***Marge Fiorenza, Wally Sayles & David Crabbe***

*As Christmas approaches and 2005 draws to a close, we want to be sure to say* ***thank you*** *to some of the wonderful clients who made our careers meaningful and our lives enriched this past year. We are proud to count them among our friends as well.* ***To them and all of our friends, our sincere best wishes for a Merry Christmas and a New Year filled with love, happiness and success.***

*Karen & Chris Mack, Lee & Manny Lemas, Anh & Dave Schwab, Kelly & Bob Olsen, Kim & Phil Ottone, Jeff Doherty, Annie & John Pattullo, Vicky & Mike Pacheco, Helena & Matt Romans, Carol & Walter Slife, Sandrine Belanger, Preston Mitchell, Sandra Bergmann & Larry Granitelli, Kevin Gormican & Michele LaVally, Tina Delgado, Stephanie & Kevin Hulsey, Rebecca Shaw & Michael DeLapa, Florence & Joe Randolph, Michel & Delphine Lorach, Larry & Sarah Barlow*

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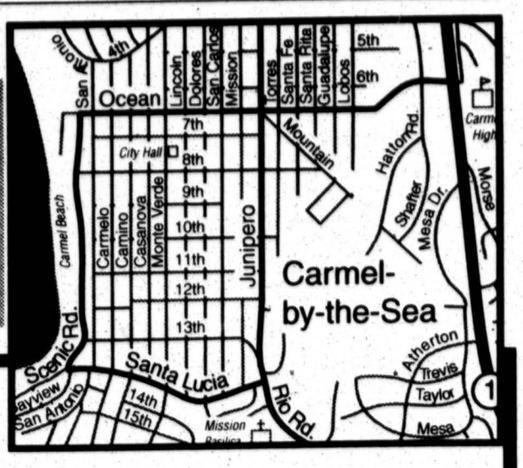
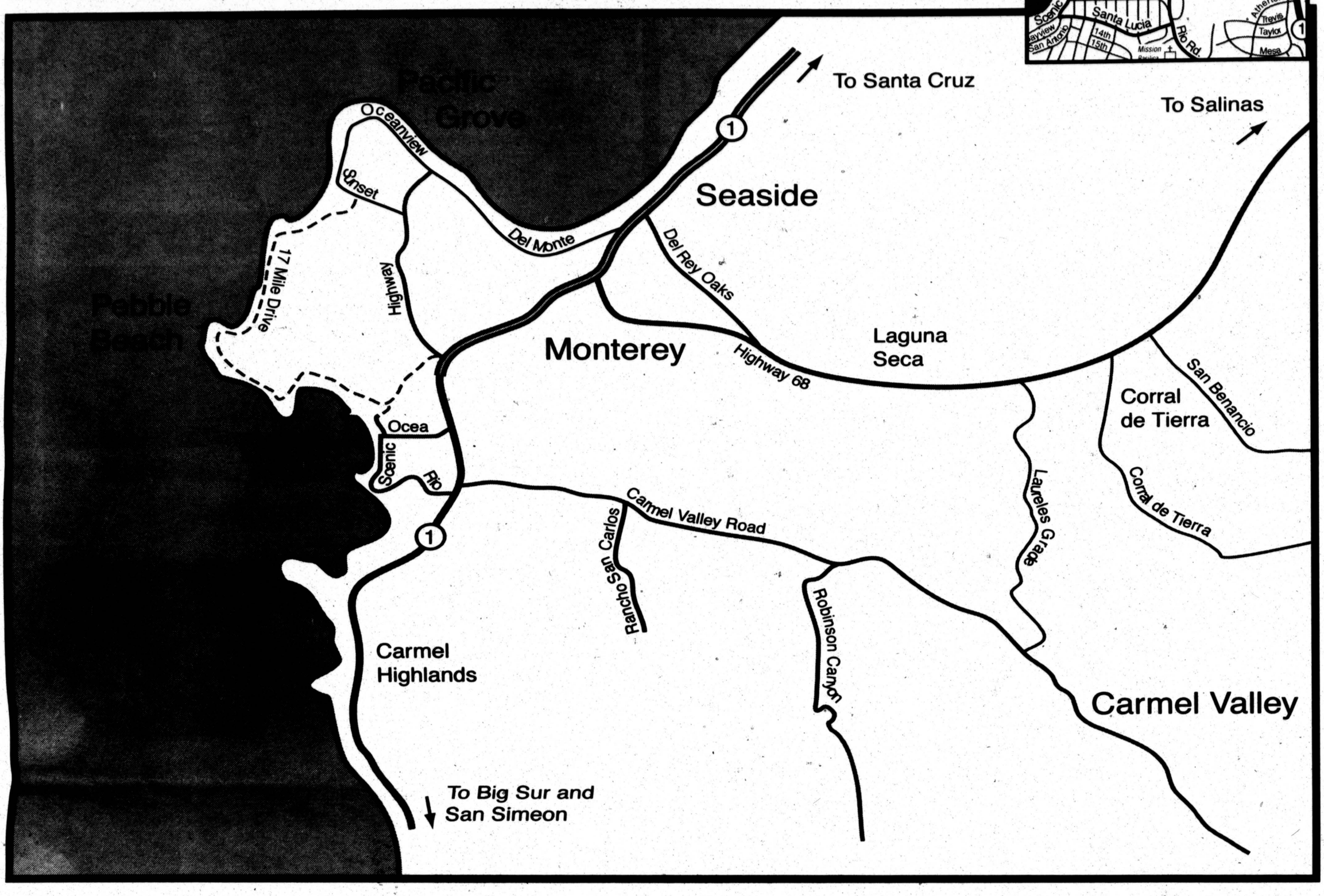
# THIS WEEKEND'S OPEN HOUSES December 24-25




## CARMEL

| | | |
|---|---|---|
| **$1,995,000 3bd 2.5ba**<br>0 NE Corner Dolores & 3rd Street<br>John Saar Properties | | **Sa 12-2**<br>Carmel<br>625-0500 |
| **$2,795,000 3bd 3.5ba**<br>Monte Verde 3 SW 13th<br>Sotheby's Int'l RE | | **Sa 1-3**<br>Carmel<br>624-0136 |
| **$2,995,000 3bd 3ba**<br>3 SE San Antonio & 7th<br>Alain Pinel Realtors | | **Sa Su 2-4**<br>Carmel<br>622-1040 |

## DEL REY OAKS

| | | |
|---|---|---|
| **$515,000 1bd 1ba**<br>722 Pheasant Ridge<br>Alain Pinel Realtors | | **Sa 12-2**<br>Del Rey Oaks<br>622-1040 |

## MONTEREY

| | | |
|---|---|---|
| **$979,500 3bd 2ba**<br>125 Surf Way<br>Alain Pinel Realtors | | **Sa 11-1**<br>Monterey<br>622-1040 |

## PEBBLE BEACH

| | | |
|---|---|---|
| **$10,000,000 4bd 5.5ba**<br>3351- 17Mile Drive<br>John Saar Properties | | **Fri 1-3 Sa 1-3**<br>Pebble Beach<br>625-0500 |

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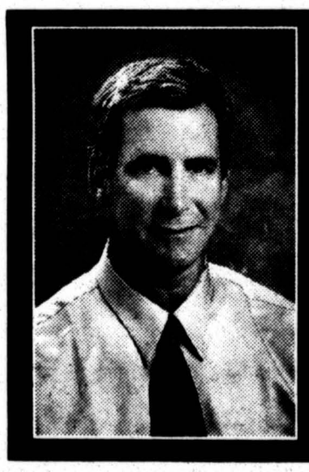

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The Carmel Pine Cone staff wishes you

# a Happy & Joyous Holiday!

# BANK

*From page 1A*

Impressed by the AIA's presentation — and by the group's expertise — board member Erling Lagerholm argued saving the former bank would maintain Carmel's architectural diversity, even though it was built in the 1970s.

"Unanimously, the AIA decided this structure is a unique and outstanding building of that period," he said.

"His peers judged Walter Burde's work to be extraordinarily significant," echoed member Paul Coss.

Chair Julie Wendt also found the architects' input weighty and said "it would be criminal to demolish" the bank building, but she could not label the structure "exceptional."

The Shell station won awards, not the old Palo Alto Savings, she said. "But with all this building has going for it, we would be shooting ourselves in the foot if we didn't try to save it somehow."

Even so, she could not see a way to require its preservation.

"We seem not to have anything to hang our hat on," she lamented.

Nonetheless, the board voted 3-1, with Wendt dissenting, to declare it historic. The fifth member of the board, Kay Holz, was absent.

### Appeal to the city council

After the meeting, Mandurrago criticized the historic resources board for disregarding the EIR and being swayed by the opinions of a few architects.

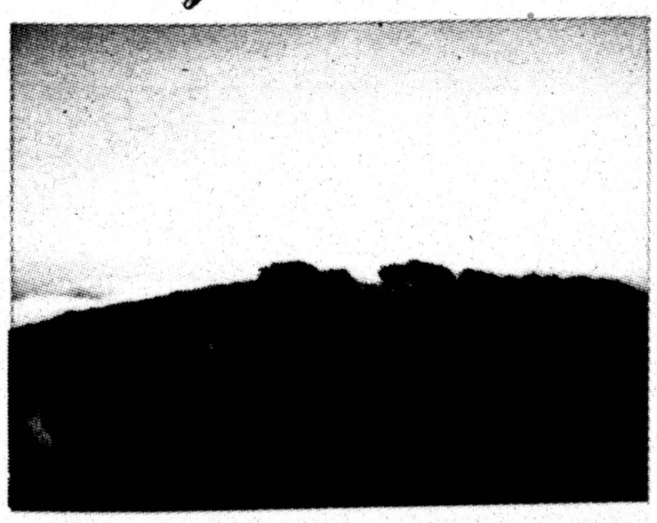
"Why did I pay $130,000 to have experts go through this when these people, who are just laypeople, can make this kind of decision and screw up everything?" he asked.

Mandurrago also said he plans to appeal the HRB's vote to the city council, which he hopes will take a broader view when analyzing the existing building and his proposed project, which calls for housing, commercial space and underground parking.

"My faith has to be in the city council, that it will do what is best for our community," he said.

COLDWELL BANKER

*Big Sur Retreat*



Spectacular, brand-new estate home on top of the world in Big Sur! A private, 114-acre preserve with 360-degree views of endless mountains and the vast Pacific. Soon to be completed home of the highest quality construction and first-class amenities. Offered at $5,100,000.

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CARMEL VALLEY

Behind a formal gated entrance within the Sleepy Hollow Estates, lined with Italian Cypress on a circular drive, this grand estate welcomes you inside. Set on 5 acres, within the nearly 6,000 sq ft are 3 BD/ 3.5 BA, separate guest suite with bath; all of generous size. There are spaces and places for music, billiards, wine and good times.

Offered at $3,890,000

CARMEL-BY-THE-SEA

In a wonderful location, this approximately 1,600 sq. ft. home boasts 3 bedrooms, 2 baths, with the master bedroom upstairs with a deck. There is even a single car attached garage and off street parking.

Offered at $1,899,000

CARMEL-BY-THE-SEA

This classic, Spanish Mediterranean 2 BD 2 BA located south of Ocean Avenue in desirable "Golden *Rectangle originally built in the 1920's, has been remodeled to provide all the amenities of a modern day home, yet preserving all the charm and character of the era.*

Offered at $2,295,000

PACIFIC GROVE

This Craftsman Cutie is perched high on the lot in the Sun. The large backyard is perfect for play or expansion ~ a great investment opportunity in a fabulous location, close to shopping, Holman Highway and The Del Monte Forest.

Offered at $755,000

PEBBLE BEACH

Tuscan estate, overlooking the 17th, 11th, and 9th fairways of SPYGLASS GOLF LINKS, with filtered views of the ocean. A once in a lifetime opportunity to own an investment in one of the most sought after real estate properties in the world.

Offered at $6,250,000

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*Junipero between 5th & 6th*

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# REAL ESTATE SALES

*From page 8RE*

**863 Lighthouse Avenue — $1,000,000**
Dorothy Parker to TENIR LLC
APN: 006-344-002

**171 Laurel Avenue — $1,035,000**
A.M. & Noralee Killebrew to Donald & Camilla Moore
APN: 006-247-004

**1004 Ripple Avenue — $1,500,000**
Tony Rosa & Mary Bettencourt to Takeo Asahara
APN: 006-045-016

## Pebble Beach

**4072 Crest Road — $1,225,000**
James & Rosemarie Ruysso to Robert & Azra Engle
APN: 008-091-025

**3067 Forest Way — $1,825,000**
Barbara Oliver to Frederick Miranda
APN: 007-693-005

**79 Spanish Bay Circle — $3,175,000**
Louis & Patricia Zanger to James Fetherston
APN: 007-092-079

## Seaside

**La Jolla Avenue — $2,350,000**
Gus & Jean Premutati to Catherina Cutino
APN: 011-096-015

## Watsonville

**Harrington Road — $2,300,000**
Monterey Land Company LLC to Lance & Christina Batistich
APN: 412-072-012

*Compiled from official county records. Includes all sales in Carmel, Carmel Valley, Big Sur, Pebble Beach and Pacific Grove, and significant sales in the rest of the county.*


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Carmel-by-the-Sea 625-5581 FAX 625-2057

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*All of these lots are close to the front gate and just minutes to Downtown Carmel*

Lot E17 - $1,100,000
A two story residence can be built on this 28 acre parcel with a building site that has a peek of the ocean.

Lot E8 - $1,300,000
Lovely wooded vista with 4.6 acre building pad with lots of sun and two stery residence permitted.

Lot E19 - $1,500,000
Full equestrian use permitted on this beautiful partially wooded site. Lots of pasture land for grazing.

Lot E3 - $1,700,000
Two minutes to the front gate, this full time equestrian site allows for a two story home, guest cottage and a senior unit.

Lot E13 - $1,700,000
This mostly flat building site is a lovely setting for a two story residence, guest cottage and senior unit.

Lot E29 - $1,800,000
A 4 acre building area within a 21 acre lot with pastures for "Mr. Ed".

Lot E25 - $1,900,000
One of the loveliest sites on the Preserve. It has a beautiful sense of entry through many oaks to panorama views of our Potrero Valley.

Lot E2 - $2,000,000
Full time equestrian privilege on a 15 acre parcel with panoramic valley views.

Lot E14 - $2,200,000
Build a magnificent estate among these landmark trees with views looking out on the Potrero Valley.

Lot E 27 - $2,200,000
The finest equestrian parcel on the Preserve with abundant pastures and panoramic views.

Lot E 5 - $2,400,000
A 25 acre equestrian parcel with magnificent rolling meadows for your home and guest cottage

For more information on lots available at The Preserve please call Janet Fitzpatrick (831) 620-6769

The Preserve Land Company, Inc., Carmel, CA 831.620.6766
www.santaluciapreserve.com

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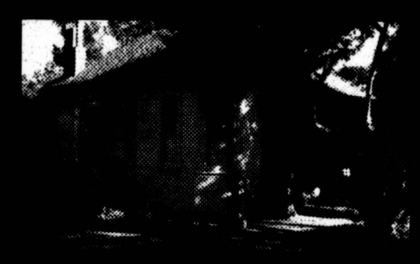
Obtain the Property Report required by Federal Law and read it before signing anything. No Federal Agency has judged the merits or value, if any, of this property.

THE PRESERVE LAND COMPANY

PRIVATE EASY LIVING

Enjoy this 3 bd 2 ba Monterey home w/ newly remodeled kitchen, spacious living room with open beam ceilings, tile and wood floors. With nearly 2,000 sq ft of living space and a generous lot with picturesque gardens it's an easy place to call home. $1,100,000

MONTEREY VICTORIAN CHARM



Situated on a large corner lot, this absolutely charming 2 bd, 1 ba home will capture your heart the minute you enter. Fabulously maintained with hardwood floors through-out, a beautiful fireplace, bay windows, separate dining room and charming details throughout. Located in desirable Peter's Gate. Offered at $1,099,000.

DOWNTOWN PACIFIC GROVE

Just a short stroll to downtown Pacific Grove from this completely remodeled 2 bd, 1.5 ba home. New copper plumbing, bamboo floors, double pane windows, and beautiful granite counter tops. You've got it all in 1,050 sq. ft. of living space and a location that's hard to beat. $889,000.

PACIFIC GROVE CONDO

This 1 bd, 1 ba condominium is just steps from downtown Pacific Grove. Imagine being within a short stroll to your favorite restaurants, movie theatre, Church, golf course and lover's point. All this available at $495,000.

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'Becky Jones 'Realtor
831.601.0237
becky@shanklerealestate.com
www.beckyonline.com

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# POLICE LOG

*From page 7RE*

ers assisted ambulance crew with splinting, report information and loading. Transported the patient to CHOMP.

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**Pebble Beach: A female Forest Way resident, age 52, reported that at about 1910 hours, someone cut the electrical cords on two strands of Christmas lights (one on the front walkway and the other on the garage) at her residence. There are no suspects.**

---

**Carmel-by-the-Sea:** Fire engine and ambulance responded to residential fire alarm activation at Carmelo and Ocean. Both units reduced to code 2 per report from Carmel P.D. at scene of no fire activity; workers at residence. Both units at scene. Found some carpet workers ironing some carpet together, causing light smoke and steam to activate the detector.

**THURSDAY, DECEMBER 15**

**Carmel-by-the-Sea:** Responded to a report of an injured bird at a market on Junipero Street. Hit by vehicle, injuring its leg, yet not life threatening. The bird was picked up, brought to the station and later transported to the SPCA's wildlife center at 1152 hours.

**Carmel-by-the-Sea:** The manager of a Carmel Plaza store reported that sometime overnight, unknown suspect(s) attempted to open the storage room door by using an object to pop open the door latch. Entry was not made, and nothing was taken. Information only, and the reporting party requested close patrol, especially during the night.

**Carmel-by-the-Sea:** Both parties were involved in a verbal exchange of words after one driver cut in front of the other. This occurred at Ocean and Junipero. Both drivers pulled over at Junipero and Eighth and entered into a verbal argument.

**Carmel-by-the-Sea:** A juvenile subject, age 16, was cited on Mission Street for skateboarding in the business area and for not wearing a helmet while being under 18.

**Carmel-by-the-Sea:** Driver cited on San Antonio Avenue

*See* **POLICE LOG** *page 14RE*


WHAT A YEAR THIS HAS BEEN!

We would like to thank all our clients, colleagues, friends, and family for a spectacular year

*We wish you all a joyous holiday season, a very Merry Christmas, and a healthy and prosperous 2006*

*Hallie and Tucy*

Hallie Mitchell Dow Tucy Brooks
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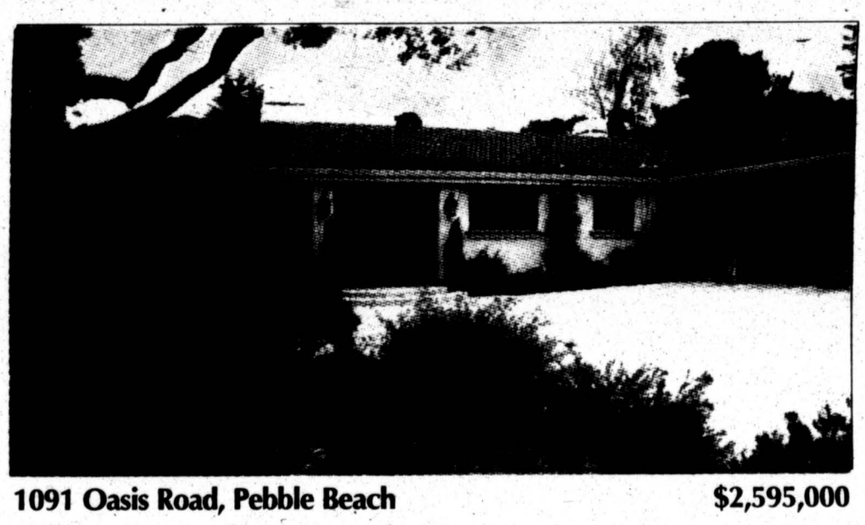
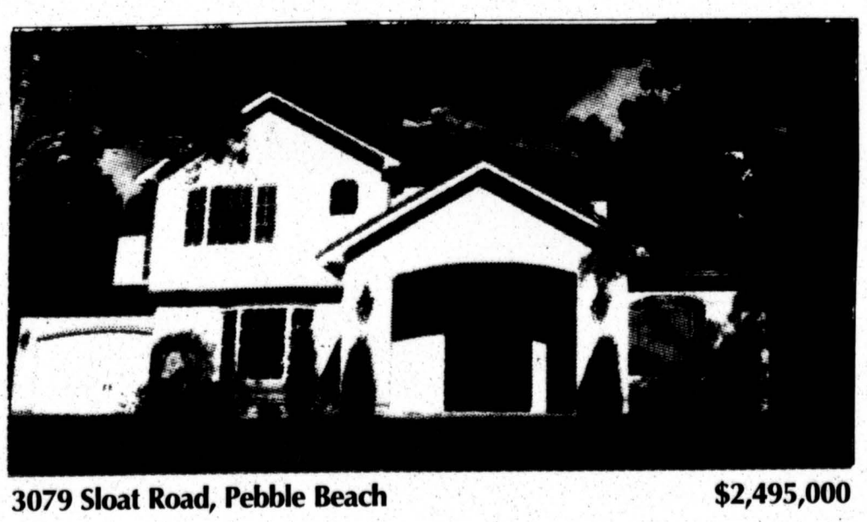
**Big Sur reads the Pine Cone.**


Peter Butler's Pebble Beach Properties

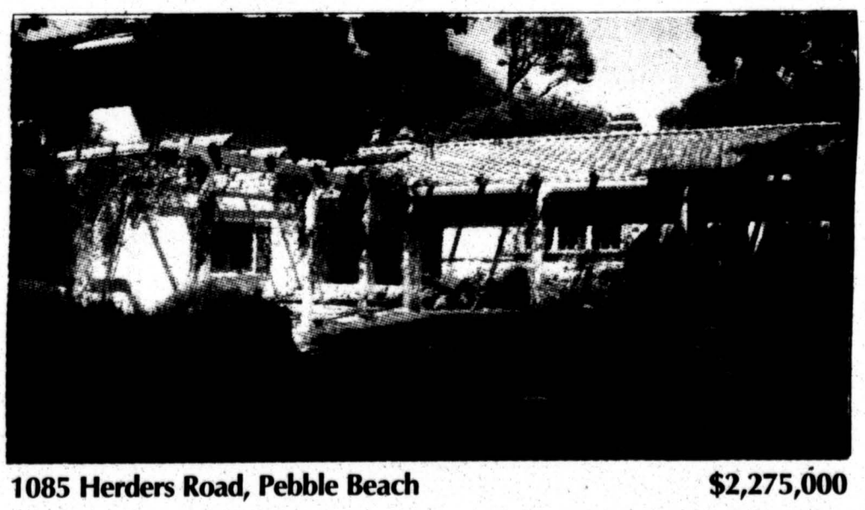
1056 Sawmill Gulch, Pebble Beach $2,650,000



1091 Oasis Road, Pebble Beach $2,595,000

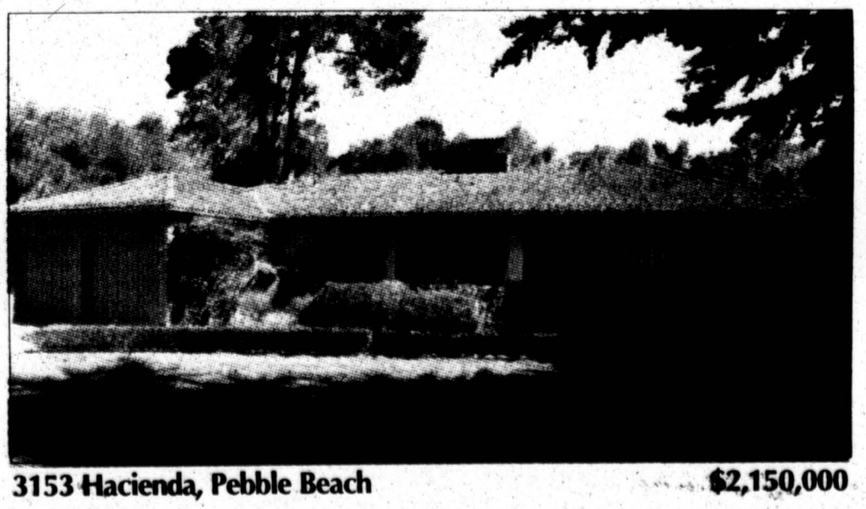


3079 Sloat Road, Pebble Beach $2,495,000



1085 Herders Road, Pebble Beach $2,275,000

4034 Mora Lane, Pebble Beach $2,150,000



3153 Hacienda, Pebble Beach $2,150,000

Peter D. Butler II
831.622.4845
www.peterbutler.com

Sotheby's

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Loan amount $900,000 = $2,384 per month
Loan amount $1,100,000 = $2,915 per month
Loan amount $1,200,000 = $3,178 per month
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Real Estate Broker, CA Dept. of Real Estate #01518183. Calculated rates as of 10/20/05. Rates subject to change. Borrower & Property qualification required. Not a commitment to lend. Rates and programs based on Owner Occupied SFR. 1.25% Actual Rate 1st month, then guaranteed payment for first year. Each additional year for 5 years the minimum payment will increase by 7.5%. Example $100,000 at 1.25% = $257 per month, for 2nd year payment add 7.5% + $19 ($257 + $19 = $276 for second year payment), margin 2.65% with 680 Fico Score, Index 12MTA 3.16%, 12 month prepayment penalty. 5 year fixed interest only payment, then 1yr adj P & I pmt for the remaining 25 years. APR's calculated on a $400,000 loan. Corp Office: 111 Santa Rosa Ave #400, Santa Rosa, CA 95404.




# POLICE LOG

*From page 13B*

for violating the California Vehicle Code.

**Carmel-by-the-Sea:** Fire engine and ambulance responded from Vista Lobos relocation detail to a medical emergency at the fire station at Mission and Sixth. Crews cleaned and bandaged a laceration to the head of a middle-aged male, an injury he had suffered at home. The patient refused further medical treatment and transportation to CHOMP. Signed a medical release and was advised to seek further medical attention.

**Carmel area:** A male subject at a location on Fern Canyon Road reported she found a stroller on the side of the road that appeared to be abandoned. Stroller was collected and placed into evidence as found property.

**Big Sur:** A female, age 54, reported that a year ago while receiving a massage, she felt the massage therapist sexually battered her.

**Big Sur:** A 50-year-old male subject wanted to report he saw a parent yelling at the principal of a school located on Highway 1. He wanted it documented because of prior issues with this parent.

### FRIDAY, DECEMBER 16

**Carmel-by-the-Sea:** Units responded to an accident at Monte Verde and Ocean Avenue at 1947 hours involving a parked vehicle with one driver being intoxicated. Arrived, and two witnesses positively identified the driver who was intoxicated. He was subsequently arrested for DUI. His vehicle was towed by Carmel Chevron. The driver, a 48-year-old male, provided a blood sample at CHOMP.

**Carmel-by-the-Sea:** Driver was cited on San Carlos Street for driving on a suspended driver license.

**Carmel-by-the-Sea:** On Dec. 16 at 2340 hours, officer

# PUBLIC NOTICES • PUBLIC NOTICES • PUBLIC NOTICES

**FICTITIOUS . BUSINESS NAME STATEMENT** File No. 20052818. The following person(s) is(are) doing business as: **HELLER ESTATE ORGANIC VINEYARDS,** 69 West Carmel Valley Rd., Carmel Valley, CA 93924. HELLER ESTATE, INC., 69 West Carmel Valley Rd., Carmel Valley, CA 93924. This business is conducted by a corporation. Registrant commenced to transact *business under the fictitious business name or names listed above on Nov. 28, 2005.* (s) R. Tanguay, Wine Maker. This statement was filed with the County Clerk of Monterey County on Nov. 28, 2005. Publication dates: Dec. 2, 9, 16, 23, 2005. (PC1203)

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**FICTITIOUS BUSINESS NAME STATEMENT** File No. 20052620. The following person(s) is(are) doing business as: **BETTS SALES,** 324 Prescott Ln., Apt. 3, Pacific Grove, CA 93950. JUSTIN BETTS, 324 Prescott Ln., Apt. 3, Pacific Grove, CA 93950. This business is conducted by an individual. Registrant commenced to transact business under the fictitious business name or names listed above on Nov. 3, 2005. (s) Justin Betts. This statement was filed with the County Clerk of Monterey County on Nov. 3, 2005. Publication dates: Dec. 2, 9, 16, 23, 2005. (PC1205)

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**FICTITIOUS BUSINESS NAME STATEMENT** File No. 20052772. The following person(s) is(are) doing business as: **THE FLOWERING POINSETTIA,** 3855 Via Nona Marie, Ste 204A, Carmel, CA 93923. TONYIA DEE SAMPOGNARO, 3271 Sycamore Place, Carmel, CA 93923. This business is conducted by an individual. Registrant commenced to transact business under the fictitious business name or names listed above on Nov. 16, 2005. (s) Tonyia Sampognaro. This statement was filed with the County Clerk of Monterey County on Nov. 18, 2005. Publication dates: Dec. 2, 9, 16, 23, 2005. (PC1206)

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**FICTITIOUS BUSINESS NAME STATEMENT** File No. 20052792. The following person(s) is(are) doing business as:
**1. MONTEREY BAY INVESTMENTS**
**2. MONTEREY BAY REAL ESTATE INVESTMENTS**
**3. CARMEL COTTAGE DESIGN**
539 Bridge Street, Watsonville, CA 95076. RICHARD JOHN WITT, 539 Bridge Street, Watsonville, CA 95076. This business is conducted by an individual. Registrant commenced to transact business under the fictitious business name or names listed above on N/A. (s) RICHARD J. WITT. This statement was filed with the County Clerk of Monterey County on Nov. 22, 2005. Publication dates: Dec. 2, 9, 16, 23, 2005. (PC1207)

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**SUPERIOR COURT OF CALIFORNIA COUNTY OF MONTEREY**

**ORDER TO SHOW CAUSE FOR CHANGE OF NAME**
Case No. M77006.

TO ALL INTERESTED PERSONS: petitioner, ROBERT MARION WEBSTER, filed a petition with this court for a decree changing names as follows:
A.Present name:
ROBERT MARION WEBSTER
Proposed name:
ROBERT CHRISTOPHER MASTERS
THE COURT ORDERS that all persons interested in this matter shall appear before this court at the hearing indicated below to show cause, if any, why the petition for change of name should not be granted.

NOTICE OF HEARING: January 20, 2006, at 9:00 a.m. The address of the court is 1200 Aguajito Road, Monterey, CA 93940.

A copy of this Order to Show Cause shall be published at least once each week for four successive weeks prior to the date set for hearing on the petition in the following newspaper of general circulation, printed in this *county: The Carmel Pine Cone, Carmel.*
(s) Hon. Michael S. Fields
Judge of the Superior Court
Date filed: Nov. 28, 2005.
Clerk: Lisa M. Galdos

Publication dates: Dec. 9, 16, 23, 30, 2005. (PC1209)

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**FICTITIOUS BUSINESS NAME STATEMENT** File No. 20052805. The following person(s) is(are) doing business as: **CP TRIPLE A,** 1242 Sylvan Road, Monterey, CA 93940. ROBERT AND DEANNA CRANNELL, 1242 Sylvan Road, Monterey, CA 93940. WILLIAM AND GLORIA AVILA AND AL A. AVILA, 580 Mar Vista Drive, Monterey, CA 93940. RICHARD L. AND PHYLLIS D. AVILA, 3125 Mescal Street, Seaside, CA 93955. VENTURA PEREZ, 300 Hermann Drive, Monterey, CA 93940. This business is conducted by a general partnership. Registrant commenced to transact business under the fictitious business name or names listed above on N/A. (s) DeAnna Crannell. This statement was filed with the County Clerk of Monterey County on Nov. 23, 2005. Publication dates: Dec. 9, 16, 23, 30, 2005. (PC1210)

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**FICTITIOUS BUSINESS NAME STATEMENT** File No. 20052830. The following person(s) is(are) doing business as: **GOLD COAST ELECTRIC,** 22483 Estoque Pl., Salinas, CA 93908. JOHN R. BATTAGLIA, 22483 Estoque Pl., Salinas, CA 93908. This business is conducted by an individual. Registrant commenced to transact business under the fictitious business name or names listed above on Oct. 7, 2005. (s) John Battaglia. This statement was filed with the County Clerk of Monterey County on Nov. 29, 2005. Publication dates: Dec. 9, 16, 23, 30, 2005. (PC1211)

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**FICTITIOUS BUSINESS NAME STATEMENT** File No. 20052771. The following person(s) is(are) doing business as: **AMES DESIGN GROUP,** 1601 Sonado Road, Pebble Beach, CA 93953. STEPHANIE ANN AMES, 1601 Sonado Road, Pebble Beach, CA 93953. STEVEN J. AMES, 1601 Sonado Road, Pebble Beach, CA 93953. This business is conducted by a husband and wife. Registrant commenced to transact business under the fictitious business name or names listed above on Dec. 1, 2005. (s) Stephanie Ann Ames, CEO; Steven J. Ames. This statement was filed with the County Clerk of Monterey County on Nov. 18, 2005. Publication dates: Dec. 9, 16, 23, 30, 2005. (PC1213)

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**FICTITIOUS BUSINESS NAME STATEMENT** File No. 20052790. The following person(s) is(are) doing business as: **KEEP IT SIMPLE STUDIO,** 1324 Luxton St., Seaside, CA 93955. MELISSA PEDRAZA, 1324 Luxton St., Seaside, CA 93955. This business is conducted by an individual. Registrant commenced to transact business under the fictitious business name or names listed above on Sept. 12, 2005. (s) Melissa Pedraza. This statement was filed with the County Clerk of Monterey County on Nov. 21, 2005. Publication dates: Dec. 9, 16, 23, 30, 2005. (PC1214)

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**T.S. No. 05-2403-CA Loan No. 71911439 NOTICE OF TRUSTEE'S SALE YOU ARE IN DEFAULT UNDER A DEED OF TRUST DATED 10/8/2004. UNLESS YOU TAKE ACTION TO PROTECT YOUR PROPERTY, IT MAY BE SOLD AT A PUBLIC SALE. IF YOU NEED AN EXPLANATION OF THE NATURE OF THE PROCEEDING AGAINST YOU, YOU SHOULD CONTACT A LAWYER. A public auction to the highest bidder** for cash, cashier's check drawn on a state or national bank, check drawn by a state or federal credit union, or a check drawn by a state or federal savings and loan association, or savings association, or savings bank specified in Section 5102 of the Financial Code and authorized to do business in this state will be held by the duly appointed trustee as shown below, of all right, title, and interest conveyed to and now held by the trustee in the hereinafter described property under and pursuant to a Deed of Trust described below. The sale will be made, but without covenant or warranty, express or implied, regarding title, possession, or encumbrances, to pay the remaining principal sum, of the note(s) secured by the Deed of Trust, with interest thereon and late charges thereon, as provided in the note(s), advances, under the terms of the Deed of Trust, interest thereon, fees, charges and expenses of the Trustee for the total amount (at the time of the initial publication of the Notice of Sale) reasonably estimated to be set forth below. The amount may be greater on the day of the sale. Trustor: MEHDI SHAHBAZIA MARRIED MAN AS HIS SOLE AND SEPARATE PROPERTY Duly Appointed Trustee: ALLIANCE DEFAULT SERVICES, A DIVISION OF ALLIANCE TITLE COMPANY Recorded 10/25/2004 as Instrument No. 2004113402 in book , page of Official Records in the office of the Recorder of Monterey County, CALIFORNIA Date of Sale: 12/30/2005 at 10:00 AM Place of Sale: ON THE MAIN STEPS (AT THE DOUBLE-DOOR ENTRANCE, INSIDE THE COURTYARD) OF THE COUNTY COURTHOUSE, 240 CHURCH STREET, SALINAS, CA Amount of unpaid balance and other charges: $309,125.06 Street Address or other common designation of real property: 9603 Buckeye Ct., Carmel, CA 93923 Legal Description: AS MORE FULLY DESCRIBED IN SAID DEED OF TRUST A.P.N.: 416-531-049 FOR INFORMATION: www.ascentex.com/websales/ OR 714-480-5690 The undersigned Trustee disclaims any liability for any incorrectness of the street address or other common designation, if any, shown above. If no street address or other common designation is shown, directions to the location of the property may be obtained by sending a written request to the beneficiary within 10 days of the date of the first publication of this Notice of Sale. Date: December 01, 2005 Alliance Default Services, Inc. 1201 DOVE STREET, SUITE 400, NEWPORT BEACH, CA 92660 949-252-2800 Roy Hussing, Alliance Default Services TAC: 734345B PUB: 12-9, 12-16, 12-23
Publication dates: Dec. 9, 16, 23, 2005. (PC1215)

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**SUPERIOR COURT OF CALIFORNIA COUNTY OF MONTEREY**

**ORDER TO SHOW CAUSE FOR CHANGE OF NAME**
Case No. M77027.

TO ALL INTERESTED PERSONS: petitioner, BRIAN TED WILLEY, filed a petition with this court for a decree changing names as follows:
A.Present name:
BRIAN TED WILLEY
Proposed name:
BRIAN TED CORRELL
THE COURT ORDERS that all persons interested in this matter shall appear before this court at the hearing indicated below to show cause, if any, why the petition for change of name should not be granted.

NOTICE OF HEARING: January 20, 2006, at 9:00 a.m. The address of the court is 1200 Aguajito Road, Monterey, CA 93940.

A copy of this Order to Show Cause shall be published at least once each week for four successive weeks prior to the date set for hearing on the petition in the following newspaper of general circulation, printed in this county: The Carmel Pine Cone, Carmel.
(s) Robert O'Farrell
Judge of the Superior Court
Date filed: Dec. 5, 2005.
Clerk: Lisa M. Galdos
Deputy: Regina Pak

Publication dates: Dec. 9, 16, 23, 30, 2005. (PC1216)

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**SUMMONS – FAMILY LAW**
CASE NUMBER: DR 42173

**NOTICE TO RESPONDENT: MARTHA ALFARO**
***You are being sued.***

**PETITIONER'S NAME IS: SANTANA F. RODRIGUEZ**

You have 30 CALENDAR DAYS after this *Summons* and *Petition* are served on you to file a *Response* (form FL-120) at the court and have a copy served on the petitioner. A letter or phone call will not protect you.

If you do not file your *Response* on time, the court may make orders affecting your marriage or domestic partnership, your property, and custody of your children. You may be ordered to pay support and attorney fees and costs. If you cannot pay the filing fee, ask the clerk for a fee waiver form.

If you want legal advice, contact a lawyer immediately.

***NOTICE:*** *The restraining orders on the back are effective against both husband and wife until the petition is dismissed, a judgement is entered, or the court makes further orders. These orders are enforceable anywhere in California by any law enforcement officer who has received or seen a copy of them.*

The name and address of the court is:
**SUPERIOR COURT OF CALIFORNIA, COUNTY MONTEREY**
**1200 Aguajito Road**
**Monterey, CA 93940**

The name, address and telephone number of the petitioner's attorney, or petitioner without an attorney, is:
**SANTANA F. RODRIGUEZ**
**603 St. Augustine Drive**
**Salinas, CA 93950**
**(831) 261-9379**
**RONALD D. LANCE**
**11 W. Laurel Dr., Suite #219**
**Salinas, CA 93906**
**(831) 443-6509**
**Reg: #LDA5**
**County: Monterey**

Notice to the person served: You are served as an individual.

Date: July 29, 2004
(s) Lisa M. Galdos, Clerk
by L. Brown, Deputy
Publication Dates: Dec. 9, 16, 23, 30, 2005. (PC1217)

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**FICTITIOUS BUSINESS NAME STATEMENT** File No. 20052801. The following person(s) is(are) doing business as:
**1. STANDING ROOM ONLY**
**2. S.R.O MANAGEMENT**
Carmelo 4 SE 11, Carmel, CA 93921. DIXIE M. DIXON, Carmel 4 SE 11, Carmel, CA 93921. This business is conducted by an individual. Registrant commenced to transact business under the fictitious business name or names listed above on Nov. 22, 2005. (s) Dixie M. Dixon. This statement was filed with the County Clerk of Monterey County on Nov. 22, 2005. Publication dates: Dec. 9, 16, 23, 30, 2005. (PC1220)

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**SUPERIOR COURT OF CALIFORNIA COUNTY OF MONTEREY**

**ORDER TO SHOW CAUSE FOR CHANGE OF NAME**
Case No. M76789.

TO ALL INTERESTED PERSONS: petitioner, MARIA CRISTINA JOHNSON, filed a petition with this court for a decree changing names as follows:
A.Present name:
MARIA CRISTINA AVILA JOHNSON
Proposed name:
MARIA CRISTINA JOHNSON
THE COURT ORDERS that all persons interested in this matter shall appear before this court at the hearing indicated below to show cause, if any, why the petition for change of name should not be granted.

NOTICE OF HEARING: Jan. 13, 2006, at 9:00 a.m. The address of the court is 1200 Aguajito Road, Monterey, CA 93940.

A copy of this Order to Show Cause shall be published at least once each week for four successive weeks prior to the date set for hearing on the petition in the following newspaper of general circulation, printed in this county: The Carmel Pine Cone, Carmel.
(s) Robert O'Farrell
Judge of the Superior Court
Date filed: Nov. 14, 2005.
Clerk: Lisa M. Galdos

Publication dates: Dec. 16, 23, 30, 2005, Jan. 6, 2006. (PC1222)

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**SUPERIOR COURT OF CALIFORNIA COUNTY OF MONTEREY**

**ORDER TO SHOW CAUSE FOR CHANGE OF NAME**
Case No. M77018.

TO ALL INTERESTED PERSONS: petitioner, MARTHA L. BENNETT, filed a petition with this court for a decree changing names as follows:
A.Present name:
ALEXANDER ASHLEY BENNETT
Proposed name:
ALEXANDER ADRIAN BENNETT
THE COURT ORDERS that all persons interested in this matter shall appear before this court at the hearing indicated below to show cause, if any, why the petition for change of name should not be granted.

NOTICE OF HEARING: Jan. 20, 2006, at 9:00 a.m., Dept.: LTM. The address of the court is 1200 Aguajito Road, Monterey, CA 93940.

A copy of this Order to Show Cause shall be published at least once each week for four successive weeks prior to the date set for hearing on the petition in the following newspaper of general circulation, printed in this county: The Carmel Pine Cone, Carmel.
(s) Michael S. Fields
Judge of the Superior Court
Date filed: Dec. 1, 2005.
Clerk: Lisa M. Galdos

Publication dates: Dec. 16, 23, 30, 2005, Jan. 6, 2006. (PC1224)

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**SUMMONS – FAMILY LAW**
CASE NUMBER: DR 43949

**NOTICE TO RESPONDENT: RENITA D. RAMIREZ**
***You are being sued.***

**PETITIONER'S NAME IS: JOSE LUIS RAMIREZ, JR.**

You have 30 CALENDAR DAYS after this *Summons* and *Petition* are served on you to file a *Response* (form FL-120 or FL-123) at the court and have a copy served on the petitioner. A letter or phone call will not protect you.

If you do not file your *Response* on time, the court may make orders affecting your marriage or domestic partnership, your property, and custody of your children. You may be ordered to pay support and attorney fees and costs. If you cannot pay the filing fee, ask the clerk for a fee waiver form.

If you want legal advice, contact a lawyer immediately. You can get information about finding lawyers at the California Courts Online Self-Help Center *(www.courtinfo.ca.gov/selfhelp)*, at the California Legal Services Web site *(www.lawhelpcalifornia.org)*, or by contacting your local county bar association.

***NOTICE:*** *The restraining orders on page 2 are effective against both spouses or domestic partners until the petition is dismissed, a judgement is entered, or the court makes further orders. These orders are enforceable anywhere in California by any law enforcement officer who has received or seen a copy of them.*

The name and address of the court is:
**SUPERIOR COURT OF CALIFORNIA, COUNTY MONTEREY**
**1200 Aguajito Road**
**Monterey, CA 93940**

The name, address and telephone number of the petitioner's attorney, or petitioner without an attorney, is:
**JOSE LUIS RAMIREZ, JR.**
**1805 E. Alisal Street**
**Salinas, CA 93905**
**RONALD D. LANCE**
**11 W. Laurel Dr., Suite #205**
**Salinas, CA 93906**
**(831) 443-6509**
**Reg: #LDA5**
**County: Monterey**

Notice to the person served: You are served as an individual.

Date: Nov. 14, 2005
(s) Lisa M. Galdos, Clerk
by Catherine Devi, Deputy
Publication Dates: Dec. 23, 30, 2005, Jan. 6, 13, 2006. (PC 1223)

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**FICTITIOUS BUSINESS NAME STATEMENT** File No. 20052833. The following person(s) is(are) doing business as:
**1. ALPHA SPORTS ASOCIATES**
**2. ALPHA SPORTS CONSULTING,**
2893 Sloat Road, Pebble Beach, CA 93953-2624. ALFRED V. BUDRIS II, 2893 Sloat Road, Pebble Beach, CA 93953-2624. This business is conducted by an individual. Registrant commenced to transact business under the fictitious business name or names listed above on Nov. 7, 2005. (s) Alfred V. Budris II. This statement was filed with the County Clerk of Monterey County on Nov. 29, 2005. Publication dates: Dec. 23, 30, 2005, Jan. 6, 13, 2006. (PC1225)

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**LEGALS DEADLINE:**
**TUESDAY**
**4:30 PM**
**Call**
**624-0162**

# POLICE LOG

*From page 7RE*

observed a vehicle fail to stop at a posted stop sign, turn right from a non-designated turn lane and cross over a double-yellow line. Performed a traffic stop on the vehicle at Sixth and Santa Rita and observed the objective symptoms of alcohol use. The driver was subsequently arrested for DUI and transported to jail.

**Carmel-by-the-Sea:** Fire engine and ambulance responded to a direct report (police driving up to Vista Lobos) of a tree and wires down ot Lobos north of Third Avenue. Engine and ambulance on scene. Investigation showed an 8-inch-by-10-foot pine tree limb had broken off and fallen into primary power lines. As power was off in the entire area. PG&E was notified by FireComm and the area was secured.

**Big Sur:** Male suspect urinated into an ice machine at a resort on Highway 1. No prosecution desired.

**Carmel-by-the-Sea: Carmelo Street resident reported that her daughter moved out of her boyfriend's house in Seaside, and now he is threatening the reporting party. The RP stated that the boyfriend told her that if she didn't bring back his dogs, he would do something. The RP felt threatened by his statements and believed he continued to call her. Ex-boyfriend called while she was talking to police, and he was advised to stop calling the RP. He was further advised that if he felt the RP's daughter stole his dogs, he needed to file the report with Seaside P.D. The RP advised that the reason they took the dogs was in fear he may hurt the dogs, even though they were his. She was advised that without specific information of acts, the dogs belong to him. She agreed to return the dogs with a civil standby from Seaside P.D.**

**SATURDAY, DECEMBER 17**

**Carmel-by-the-Sea:** A female suspect, age 26, was booked on hit-and-run charges from a collision that occurred on Dec. 2. She was released on a citation.

**Carmel-by-the-Sea:** Citation issued to a driver on Rio Road for a vehicle code violation.

**Carmel-by-the-Sea:** A male suspect, age 25, was contacted while Carmel P.D. units assisted Monterey P.D. units at a DUI/license checkpoint in Monterey. The driver was found to be unlicensed and released on citation. His vehicle was impounded for 30 days by Matteson & Beers towing.

**Carmel Valley:** A 19-year-old female reported assault and battery by her 25-year-old boyfriend. The suspect was arrested and found to be in possession of methamphetamine. He also vandalized her vehicle.

**Big Sur:** An employee at a Highway 1 restaurant reported being assaulted by another employee. The victim requested documentation only. No prosecution. Case suspended.


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# COLDWELL BANKER

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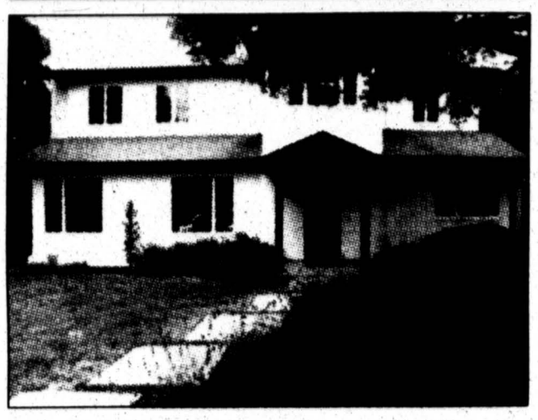
## CARMEL



**FRENCH COUNTRY MANOR!** This large, sunny, mature, landscaped parcel has a 2950 sq. ft. home that is newly updated. A rare find with 3 bedrooms, 2-1/2 baths, family room, outdoor patios, and drought tolerant landscaped areas. $1,995,000.

**QUIET COMFORT!** This spacious & comfortable 3-bedroom, (including a luxurious master suite), 3-bath home is on a large lot overlooking the Mission Trail Preserve. Also offering a 1-bedroom, 1-bath guesthouse, and a 2-car garage. $1,795,000.

**HALF TIMBERED COTTAGE!** This quintessential cottage on .25 acre with a marvelous ocean view has been lovingly remodeled. Offering a 600 sq.ft. master bedroom addition, a huge stone fireplace, gardens, patios, decks galore, and a romantic gazebo. $2,495,000.

**STORYBOOK HOUSE!** Cherry, well-maintained 3-bedroom, 3-1/2 bath, 3,000 sq. ft. home features a dining room, breakfast room, den, undated kitchen, office, and wine cellar. Well-located quiet area with treetop forest views & peeks of ocean blue. $1,985,000.

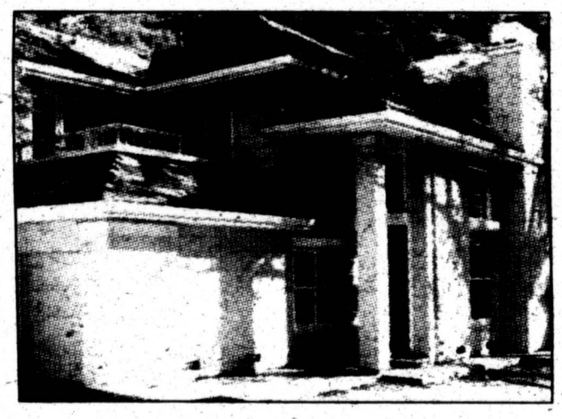
**RARE OPPORTUNITY!** Create your dream home on two legal lots of record! The existing 6,000 sq. ft., 6-bathroom house has expansive views of the Fish Ranch, Carmel Mission, Pt. Lobos, and Carmel River Beach. Not listed as one of Carmel's historic homes. $4,900,000.

## CARMEL VALLEY

**PARADE OF THE SUN!** Easy-care acreage, and privacy, in this 4-bedroom, 3-1/2-bath, country home at the end of a private road, just minutes from Carmel. Elegant master suite with mountain view balcony, a circular drive, 3-car garage, and a tennis court! $2,495,000.

**ULTIMATE COUNTRY HOME!** On a quiet country lane, this single-level post adobe home has been completely remodeled. With 5-bedrooms, 3-baths, 3-half baths on a beautifully landscaped acre with brick patios and beautiful views of the Santa Lucia Mountains. $3,100,000.

## GREENFIELD



**COUNTRY SOPHISTICATION!** Amid 21 acres with year-round stream and giant Sycamores, this impressive 2,900 sq. ft. Mediterranean estate-home offers all of the urban amenities one could expect. High ceilings, office, 3 bedrooms, 2-1/2 baths and spa. $1,100,000.

## PACIFIC GROVE

**PACIFIC GROVE OPPORTUNITY!** Super location, just steps to downtown, post office, museums, restaurants and beach. This is a true contractor's dream on a nice corner lot with plenty of useable space. Keep the historic building and add more? Currently used as a duplex. $795,000.

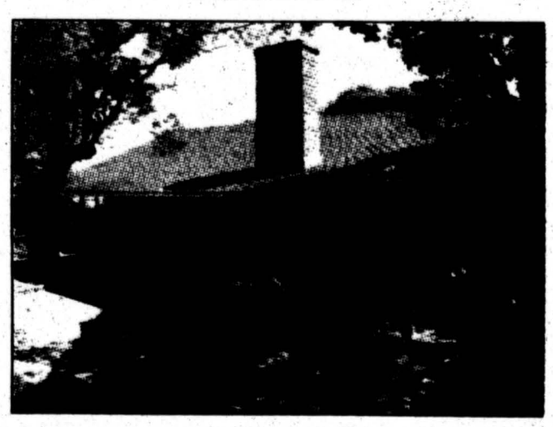
**TRANQUILITY IN ASILOMAR!** Compare this 1,925 sq. ft., 4-bedroom, 3-bath home to anything else in PG. The newer stylish and contemporary addition, private backyard and deck, upgraded wiring, plumbing, and fire sprinklers are evidence of a well-cared-for home. $949,000.

## MONTEREY

**GOLFER'S NIRVANA!** This 3,400 sq. ft. Mediterranean-style home in gated Pasadera features 2 bedrooms, dramatic circular stairway, a granite kitchen, family room with fireplace, study and dining room. The master suite has a marble bathroom and dry sauna.$1,850,000.

**SUNNY ALTA MESA!** This lovingly-maintained home in sunny, beautiful Alta Mesa is on nearly one acre. Four bedrooms, 2-1/2 baths, recently upgraded kitchen, and private rear patio, and hot tub. The property is landscaped, fully fenced, and gated. $1,850,000.

**INVESTMENT OPPORTUNITY!** This well-maintained two-building complex sits on two parcels in a great walk-to-beach location! Features 10 units: six large 1 bedroom, 1 bath units. The other four are 2 bedroom/2 bath which include a 1900 sq. ft. owners unit. $2,425,000.



**THE RED HOUSE ...** in coveted Monte Regio. Sixty-six years sheltering four generations... an MJ Murphy in Monterey... architecturally interesting,, lovely garden, great lot, sunny inside and out! Three bedrooms, two baths. Very special. $1,095,000.

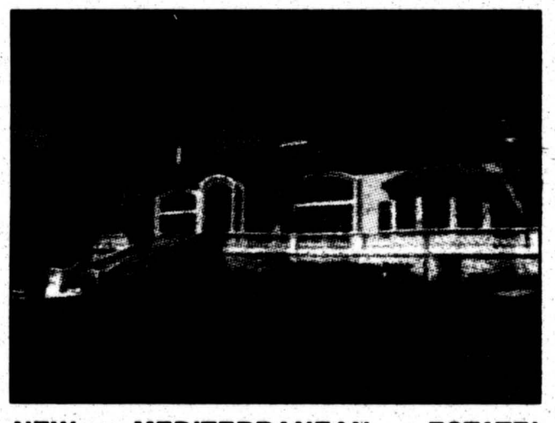
*... from all of us at*
*Coldwell Banker Del Monte Realty.*
*Our warmest greetings and sincere thanks to our friends and clients... and to everyone, our wish for love, peace, joy and laughter this season and throughout the New Year.*

## PEBBLE BEACH

**GREAT LOCATION!** Located in MPCC neighborhood on landscaped grounds, with plenty of room and potential for exquisite gardens. Two bedrooms, two baths in main house, plus downstairs apartment/guest suite with separate entrance, full kitchen & bath. $1,420,000.

**PANORAMIC OCEAN VIEWS!** Just above The Lodge is this classic 4-bedroom, 5-bath, 4,800 sq. ft. home including guest house. The gated 1.25 acre property has panoramic ocean views stretching from Pt. Lobos to Stillwater Cove, and Pebble Beach Golf Links. $6,250,000.

**HILLTOP HAVEN!** Enjoy privacy in this quiet, 3-bedroom home. The remodeled kitchen with granite counters combines the breakfast bar and kitchen nook. The formal dining room has views, and both bathrooms have been elegantly remodeled. $1,750,000.



**NEW MEDITERRANEAN ESTATE!** Sophistication and craftsmanship at this newly constructed 6800 sq. ft. home overlooking the 15th fairway of Pebble Beach Golf Links. Spectacular great room, gourmet kitchen, master bedroom suite, and outdoor fireplace. $7,950,000.

**OPPORTUNITY AWAITS!** This grand estate situated on a park-like 1.2 acres has 3 master bedroom suites that each feature a separate dressing room, bathroom and outside access. Expansive decks on two levels and three large bonus rooms downstairs. $4,715,000.

**PLACE IN PARADISE!** You can build your dream home on this sunny 1.5+acre ocean-view parcel, or spruce up this 2,200 sq. ft., fifty-year old home. You'll be just a five-minute walk to The Lodge and in the middle of the estate area. Featuring 3 bedrooms, 2-1/2 baths, and blue water views. $3,595,000.

**"CYPRESS MANOR!"** On 1.25 gated acres across from Cypress Point Golf Club, with ocean and golf link views, is this meticulously remodeled English country estate of some 7,000 sq. ft. It features Mission-stucco finish and a Chinese-slate roof. $8,260,000.

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